ACTS
OF
ASSEMBLY
PASSED in the
Province of NEW-YORK,
From 1691, to 1725.

Examined and Compared with the Originals in the Secretary's Office.



Printed and Sold by *William Bradford*, Printer to the King's most Excellent Majesty for the Province of *New-York*, 1726.

MVSEVM
BRITANNICVM

PROVINCE OF NEW-YORK.

PASSED in the

ASSEMBLY

OF

ACTS

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Acts passed by the General Assembly of the Colony of *New-York*, in *April*, 1691. being the Third year of the Reign of King *William* and Queen *Mary*.

An Act for Quieting and Settling the Disorders that have lately happened within this Province, and for the Establishing and Securing their Majesties present Government against the like Disorders for the future.

FOrasmuch as the Good and Quiet, Ease, Profit, Benefit and Advantage of the Inhabitants within this Province doth chiefly consist in, and altogether relie and depend upon their bearing true Faith and Allegiance unto their Majesties Crown of *England*, which is, and can only be the Support and Defence of this Province. And whereas the late hasty and inconsiderate Violation of the same, by the setting up a Power over their Majesties Subjects, without Authority from the Crown of *England*, hath vitiated and debauched the Minds of many People, *&c.* and hath also brought great Waste, Trouble and Destruction upon the good People of this Province, their Majesties Loyal Subjects. For the Prevention whereof, in the time to come, *Be it therefore Enacted and Ordained by the Governour and Council, and Representatives met in General Assembly, And it is hereby Published, Declared, Enacted and Ordained by the Authority of the same,* That there can be no Power and Authority held and exercised over their Majesties Subjects in this their Province and Dominion, but what must be derived from Their Majesties, their Heirs and Successors. And We do hereby Recognize and Acknowledge, That their Majesties, *William* and *Mary*, are, and as of right they ought to be by the Laws of the Realm of *England*, our Leige Lord and Lady, King and Queen of *England*, *France* and *Ireland*, and the Dominions thereunto belonging, *&c.* That thereby their Princely Persons are only invested with the Right to Rule this their Dominion and Province, and that none ought or can have Power, upon any pretence whatsoever, to use or exercise any Power over their Subjects in this Province, but by their immediate Authority under their Broad Seal of the Realm of *England*, as now established.

This Clauſe is Repealed by an Act paſſed in the 3d year of Queen *Anne*

And be it further Enacted by the Authority aforeſaid, That whatſoever Perſon or Perſons ſhall by any manner of way, or upon any pretence whatſoever, endeavour by force of Arms, or otherways, to diſturb the Peace, Good and Quiet of this their Majeſties Government, as it is now eſtabliſhed, ſhall be deemed and eſteemed as Rebels and Traytors unto their Majeſties, and incur the Pains, Penalties and Forfeitures, as the Laws of *England* hath, for ſuch Offences, made and provided.

An Act declaring what are the Rights and Priviledges of Their Majeſty's Subjects inhabiting within their Province of *New-York*.

FOraſmuch as the Repreſentatives of this their Majeſty's Province of *New-York*, now convened in General Aſſembly, are deeply ſenſible of their Majeſties moſt gracious Favour, in Reſtoring to them the undoubted Rights and Priviledges of *English-Men*, by delaring their Royal Will and Pleaſure in their Letters Patents to his Excellency, who they have appointed their Captain General and Governour in Chief over this their Province, *That he ſhould, with the Advice and Conſent of their Council, from time to time, as need ſhall require, to ſummon and call General Aſſemblies of the Inhabitants, being Free-holders, according to the Uſage of their Majeſties other Plantations in America.* And that this moſt excellent Conſtitution, ſo neceſſary, and ſo much eſteemed by our Anceſtors, may ever continue unto their Majeſties Subjects within this Province of *New-York*, the Repreſentatives of this their Majeſties Province, convened in General Aſſembly, do, with all Duty and Submiſſion, humbly pray, That the Rights, Priviledges, Liberties and Franchiſes, according to the Laws and Statutes of their Majeſties Realm of *Englaud*, may be Confirmed unto their Majeſties moſt Dutiful and Loyal Subjects inhabiting within this their Province of *New-York*, by *Authority* of this General Aſſembly, *Be it therefore Enacted by the Governor and Council, and the Repreſentatives met in General Aſſembly, and it is hereby Enacted and Declared by the Authority of the ſame*,

The Legiſlative Power to reſide in Governor, Council and Gen. Aſſembly.

That the Supreme Legiſlative Power & Authority, under their Majeſties, *William* and *Mary*, King and Queen of *England*, &c. ſhall forever be and reſide in a Governour in Chief and Council appointed by their Majeſties, their Heirs and Succeſſors; and the People, by their Repreſentatives met and conven'd in General Aſſembly.

The Adminiſtration to be purſuant to their Majeſtys LettersPatent

That the Exerciſe and Adminiſtration of the Government over the ſaid Province, ſhall, purſuant to their Majeſties Letters Patents, be in the ſaid Governour in Chief and Council, with whoſe Advice and Conſent, or with at leaſt five of them, he is to Rule and Govern the ſame, according to the Laws thereof, and for any defect therein, according to the Laws of *England*, and not otherwiſe.

In caſe the Governor dye how to be ſupplyed.

That in caſe the Governour in Chief ſhall dye, or be abſent out of the Province, and that there be no Perſon within the Province Commiſſionated by their Majeſties, their Heirs or Succeſſors, to be Governour or Commander in Chief, that then

then the Council, for the time being, or ſo many of them as are in the ſaid Province, do take upon them the Adminiſtration of the Government, and the Execution of the Laws thereof, and Powers and Authorities belonging to the Governour in Chief and Council; the firſt in Nomination in which Council, is to Preſide until the ſaid Governour ſhall Return and Arrive in the ſaid Province again, or the Pleaſure of their Majeſties, their Heirs or Succeſſors be further known.

A general Aſſembly to be held once a year.

That for the good Government and Rule of their Majeſties Subjects, a Seſſion of a General Aſſembly be held in this Province once in every year.

And Free-holders to have a free Vote in electing Repreſentatives.

That every Free-holder within this Province, and Freeman in any Corporation, ſhall have his free Choice and Vote in the Electing of the Repreſentatives, without any manner of conſtraint or impoſition; and that in all Elections, the majority of Votes ſhall carry it. And by *Free-holders* is to be underſtood every one who ſhall have *Forty Shillings per annum* in Free-hold.

The Number of Repreſentatives in each County.

That the Perſons to be Elected to ſit as Repreſentatives in the General Aſſembly, from time to time, for the ſeveral Cities, Towns, Counties, Shires, Diviſions or Mannors of this Province, and all places within the ſame, ſhall be according to the Proportion and Number hereafter expreſſed, that is to ſay, For the City and County of *New-York*, Four. For *Suffolk County*, Two. For *Queens County*, Two. For *Kings County*, Two. For the County of *Richmond*, Two. For the County of *Weſtcheſter*, Two. For the County of *Ulſter*, Two. For the City and County of *Albany*, Two. For the Colony of *Ranſlaerſwick*, One. *Dukes County*, Two. And as many more as their Majeſties, their Heirs and Succeſſors ſhall think fit to eſtabliſh.

They may adjourn themſelves, and are Judges of the Qualifications of the Members of their own houſe.

That all Perſons choſen and aſſembled, in manner aforeſaid, or the major part of them, ſhall be deemed and accounted the Repreſentatives of this Province in General Aſſembly. That the Repreſentatives, convened in General Aſſembly, may appoint their own Times of meeting, during their Seſſions, and may adjourn their Houſe from time to time, as to them ſhall ſeem meet & convenient. That the ſaid Repreſentatives, as aforeſaid convened, are the ſole Judges of the Qualifications of their own Members, and likewiſe of all undue Elections; and may from time to time purge the Houſe, as they ſhall ſee occaſion.

They nor their Servants not to be arreſted.

That no Member of the General Aſſembly, or their Servants, during the time of their Seſſions, and whileſt they ſhall be going to and returning from the ſaid Aſſembly, ſhall be arreſted, ſued, impriſoned, or any ways moleſted or troubled, or be compelled to make anſwer to any Suit, Bill, Plaint, Declaration, or otherwiſe (caſes of High-Treaſon and Felloney only excepted.)

The manner of paſſing Bills into Laws.

That all Bills agreed upon by the Repreſentatives, or the major part of them, ſhall be preſented unto the Governour and the Council for their approbation and conſent. All and every which ſaid Bills ſo approved of and conſented to by the Governor and the Council, ſhall be eſteemed and accounted the Laws of this Province. Which ſaid Laws ſhall continue and remain in force until they be diſallowed by their Majeſties, their Heirs and Succeſſors, or expire by their own Limitation.

In caſe of the Death of any the Members, how to be ſupplyed.

That in all caſes of Death or Abſence of any of the ſaid Repreſentatives, the Governor for the time being, ſhall iſſue out a Writ of Summons to the reſpective Cities, Towns, Counties, Diviſion or Mannors,

Mannors, for which he or they ſo deceaſed or abſent, were choſen; *Willing and requiring the Free-holders of the ſame to elect others in their places and ſtead.*

No Freeman to be condemned but by the judgment of his Peers.

That no Free-man ſhall be taken and impriſoned, or be deſeized of his Freehold or Liberty, or free Cuſtoms, or Out-law'd, or exiled, or any other ways deſtroyed, nor ſhall be paſſed upon, adjudged or condemned, but by the lawful Judgment of his Peers, and by the Law of this Province.

Juſtice not to be delayed.

Juſtice nor Right ſhall be neither ſold, denyed or delayed to any Perſon within this Province.

No Tax to be laid but by Governour, Council and Aſſembly.

That no Aid, Tax, Tollage, Aſſeſſments, Cuſtom, Loan, Benevolence, Gift, Exciſe, Duty or Impoſition whatſoever, ſhall be laid, aſſeſſed, impoſed, levyed or required of or on any of their Majeſties Subjects within this Province, *&c.* or their Eſtates, upon any manner of Colour or Pretence whatſoever, but by the Act and Conſent of the Governor and Council, and Repreſentatives of the People in General Aſſembly met and convened.

No man to be moleſted but by due courſe of Law.

That no Man, of what Eſtate or Condition ſoever, ſhall be put out of his Lands, Tenements, nor taken, nor impriſoned, nor diſ-inherited, nor baniſhed, nor any ways deſtroyed or moleſted, without firſt being brought to anſwer by due courſe of Law.

No man to be amerced but according to the greatneſs of his Crime.

That a Free-man ſhall not be amerced for a ſmall fault, but after the manner of his Fault, and for a great Fault after the greatneſs thereof, ſaving to him his Free-hold; and a Husband-man, ſaving to him his Wainage; and a Merchant, ſaving to him his Merchandize; and none of the ſaid Amercements ſhall be aſſeſſed, but by the Oath of twelve honeſt and lawful Men of the Vicinage, *Provided*, the Faults and Miſdemeanours be not in Contempt of Courts of Judicature.

All Tryals to be by verdict of 12 men of the neighbourhood.

All Tryals ſhall be by the Verdict of twelve Men, and as near as may be Peers or Equals of the Neighbourhood of the place where the Fact ſhall ariſe or grow, whether the ſame be by Indictment, Declaration or Information, or otherways, againſt the perſon Offender or Defendant. That in all Caſes Capital or Criminal, there ſhall be a grand Inqueſt, who ſhall firſt preſent the Offence, and then Twelve good Men of the Neighbourhood to try the Offender, who, after his Plea to the Indictment, ſhall be allowed his reaſonable Challenges.

A grand Inqueſt in all Capital caſes.

Bail to be allowed.

That in all Caſes whatſoever, Bail by ſufficient Sureties ſhall be allowed and taken, unleſs for Treaſon or Felloney, plainly and ſpecially expreſſed and mentioned in the Warrant of Commitment, and that the Fellony be ſuch as is reſtrained from Bail by the Law of *England*.

No Freeman to be compelled to receive Soldiers, except Inn-holders.

That no Free-man ſhall be compelled to receive any Souldiers or Marriners, except Inn-holders, and other Houſes of publick Entertainment, who are to quarter, for ready Money, into his Houſe, and there ſuffer them to ſojourn againſt their Wills, provided it be not in time of actual War within this Province.

Martial Law not to be exerciſed, except in time of War,

That no Commiſſion for proceeding by Martial Law, againſt any of his Majeſties Subjects within this Province, *&c.* ſhall iſſue forth to any perſon or perſons whatſoever, leſt by colour of them any of his Majeſties

Subjects

Subjects be deſtroyed or put to death, except all ſuch Offic ers and Souldiers that are in Garriſon, and pay, during the time of actual War.

That all the Lands within this Province ſhall be eſteemed and accounted Land of Free-hold and Inheritance, in free and common Soccage, according to the tenor of *Eaſt- Greenwich* in their Majeſties Realm of *England*. All Lands to be Freeholds.

That no Eſtate of a *Feme Covert* ſhall be ſold or conveyed, but by Deed acknowledged by her in ſome Court of Record, the Woman being ſecretly examined, if she doth it freely, without threats, or compulſion of her husband. No Eſtate of Feme Covert to be convey'd but by Deed acknowledged

That all Wills in Writing, atteſted by three or more credible Witneſſes, ſhall be of the ſame force to convey Lands, as other Conveyances, being proved and Regiſtred in the proper Offices in each County, within days after the Teſtators Death. Wills in writing ſhall convey Lands.

That all Lands and Heritages within this Province and Dependencies ſhall be free from all Fines, Liſences upon Alienations, and from all Heriots, Wardſhips, Livities, Primer Seizins, Year and Day, Waſte, Eſcheat and Forfeitures upon the Death of Parents and Anceſtors, Natural, Unnatural, Caſual or Judicial, and that forever, Caſes of High-Treaſon only excepted. All Lands to be free from fines, &c.

That no Perſon, of what degree or Condition ſoever thro'-out this Province, choſen, appointed, commiſſionated to officiate or execute any Office or Place, Civil or Military within this Province, *&c.* ſhall be capable in the Law to take upon him the charge of ſuch Places before he hath firſt taken the Oaths appointed by Act of Parliament to be taken in lieu of the Oaths of Supremacy and Allegiance, and ſubſcribes the Teſt. No Perſon ſhall execute a place of Truſt before he take the Oaths,

That no Perſon or Perſons which profeſs Faith in God by Jeſus Chriſt his only Son, ſhall at any time be any ways moleſted, puniſhed, diſturbed, diſquieted or called in queſtion for any Difference in Opinion, or matter of Conſcience in Religious Concernment, who do not under that pretence diſturb the Civil Peace of the Province. And that all and every ſuch Perſon or Perſons may from time to time, and at all times hereafter, freely and fully enjoy his or their Opinion, Perſwaſions, Judgments in matters of Conſcience and Religion, thro-out all this Province, and freely meet at convenient places within this Province, and there Worſhip according to their reſpective Perſwaſions, without being hindered or moleſted, they behaving themſelves peaceably, quietly, modeſtly, and Religiouſly, and not uſing this liberty to Licentiouſneſs, nor to the civil Injury or outward Diſturbance of others. *Always Provided*, That nothing herein mentioned or contained ſhall extend to give liberty for any Perſons of the the *Romiſh Religion* to exerciſe their manner of Worſhip, contrary to the Laws and Statutes of their Majeſties Kingdom of *England*. No Perſon to be moleſted for his Religion, Except Roman Catholicks.

An Act for the defraying of the Publick and Neceſſary Charge through-out this Province, and Maintaining the Poor, and preventing Vagabonds.

Explained by an Act paſt the 2d of Q. *Anne.*

FOraſmuch as it is neceſſary that each reſpective County within this Province ſhould have Power to eſtabliſh a Rate, for the defraying of their reſpective and publick Charge, *Be it therefore Enacted by the Governor, and Council and Repreſentatives convened in General Aſſembly, and by the Authority of the ſame,* That there be elected and choſen annually, and once a year, in each reſpective Town within this Province, two Free-holders, who are hereby impowered to aſſeſs and eſtabliſh a certain Rate upon each of the Free-holders and Inhabitants within their reſpective Towns; which Aſſeſſment or certain Rate, ſhall, upon a certain day, as the Inhabitants of the reſpective Towns ſhall appoint, be delivered to a certain Free-holder, which ſhall be likewiſe choſen in each reſpective Town aforeſaid, to ſupervize and examine the Publick and Neceſſary Charge of each reſpective County. Which Perſons ſo duely choſen, ſhall elect and conſtitute a certain Treaſurer for each reſpective County; which Treaſurer ſhall make ſuch Payments for the defraying of all the Publick and Neceſſary Charges of each reſpective County, as ſhall be appointed and ordered by the Perſons ſo choſen for the ſuperviſing the Publick Charges of each reſpective County.

Two Aſſeſſors and one Supervisor to be choſen yearly,

Who ſhall elect a Treaſurer.

And be it further provided by the Authority aforeſaid, That any ſuch Aſſeſment or Rate, made, ordained or appointed by the Perſons ſo choſen ſhall be collected and gathered by the Conſtable, or any other Perſon choſen or appointed thereunto; as alſo, if any perſon or perſons ſhall refuſe to pay the ſaid Aſſeſment or Rate, that it may be lawful for them that are choſen as aforeſaid, and they are hereby Authorized to iſſue out their Warrant to the Conſtable, under their Hands and Seals, or any other Perſon appointed by them, to collect and levy the ſame by Diſtreſs on their Goods and Chattles.

Aſſeſment to be collected by the Conſtable.

And be it further Enacted by the Authority aforeſaid, That the Treaſurer for each reſpective County within this Province, ſhall keep a diſtinct Book of Accompts, containing a particular Accompt of all the Money, Rates and Aſſeſſments aforeſaid, and alſo of all Diſburſments and Payments by Warrant aforeſaid; and once every year he ſhall bring his Accompts to ſuch Perſon as ſhall be appointed for the Audit of the ſame, under the Penalty of *One Hundred Pounds,* except prevented by Death or Sickneſs.

Book of Accompt to be kept.

And further, Whereas it is the Cuſtom and Practice of their Majeſties Realm of *England,* and all the adjacent Colonies in *America,* That every reſpective Town and Pariſh doth take care and provide for the Poor, who do inhabit in their reſpective Precincts, as aforeſaid, *Therefore it is Enacted by the Authority aforeſaid,* That for the time to come, that

The Poor to be provided for.

that the reſpective Freeholders elected and choſen, as aforeſaid, in every Town, Pariſh and Precinct, ſhall make proviſion for the maintenance and ſupport of their Poor reſpectively.

And for the Prevention and Diſcouragement of Vagabonds and Idle Perſons to come into this Province, from other parts, and alſo from one part of the Province to another, *Be it Enacted By the Authority aforeſaid*, That all Perſons that ſhall come to inhabit within this Province, or any part or place thereof, and hath not a viſible Eſtate, or hath not a manual Occupation, ſhall, before he be admitted an Inhabitant, give ſufficient Surety, *That he ſhall not be a burden or Charge to the reſpective places he ſhall come to inhabit.* Which Security ſhall continue for two years.

Strangers that come into the Province to give in ſecurity,

Provided always, That all thoſe that have manual Crafts or Occupations, may at all times come and inhabit in any place within this Province, and be alwayes admitted, provided he maketh Application within eight days after his arrival in any City, Town or County, as aforeſaid, unto ſuch perſon or perſons as are appointed for Governing the reſpective parts.

Tradesmen to apply to the chief Magiſtrate.

And alſo, all Veſſels that ſhall bring any Paſſengers into this Province, the Maſters of ſuch Veſſels ſhall within four and twenty Hours after arrival, bring a Liſt of ſuch Paſſengers he brings into this Province, with the Quality and Conditions, unto the chief Magiſtrates of each reſpective City, Town or County, as aforeſaid, under the Penalty of Ten Pounds current Money of this Province

Maſters of Veſſels to give account of all Paſſengers they import.

Always provided, That if any Veſſel bring in any Perſon as aforeſaid, not able to give Surety for their well demeanour, that then, and in ſuch caſe, that the Maſter of ſuch Veſſel or Veſſels ſhall be obliged to Tranſport all ſuch to the place from whence they came, or at leaſt out of this Province and Dependencies.

If ſurety be not given, they are to be tranſported,

And alſo, if any Vagabonds, Beggers, or others, remove from one Town to another, and cannot give Security, as aforeſaid, It ſhall be lawful for the Conſtable to return ſuch Perſons to the Town from whence they came.

Vagabonds to be return'd from whence they came.

An Act for the Settling, Quieting and Confirming unto the Cities, Towns, Mannors and Free-holders within this Province, their ſeveral Grants, Patents and Rights reſpectively.

FOraſmuch as the many Changes, Alterations and Diſturbances that have been lately given unto their Majeſties Subjects inhabiting within this their Province, hath and doth very much diſcourage the ſettling, improving and the growth and ſtrength thereof; and that it is now abſolutely neceſſary, for the quieting and ſatisfying their Majeſties good Subjects within the ſame, that the Rights and Priviledges

Priviledges formerly held by and granted to the reſpective Cities, Towns, Mannors and Free-holders within this Province, *&c.* ſhould be now Ratified and Confirmed, *Be it therefore Enacted by the Governor, Council and Repreſentatives convened in General Aſſembly, And it is hereby Enacted and Declared by the Authority of the ſame,* That all the Charters, Patents, Grants made, given and granted, and well and truly executed under the Seal of this Province, conſtituted and authorized by their late and preſent Majeſties, the Kings of *England*, and Regiſtered in the Secretary's Office, unto the ſeveral and reſpective Corporations or Bodies Politick of the Cities, Towns and Mannors, and alſo to the ſeveral and reſpective Free-holders within this Province, are and ſhall forever be deemed, eſteemed and reputed good and effectual Charters, Patents and Grants authentick in the Law, againſt their Majeſties, their Heirs and Succeſſors forever, notwithſtanding of the want of Forms in the Law, or the Non-feizance of any Right, Priviledge or Cuſtom, which ought to have been done heretofore by the Conſtitutionsand Directions contain'd in the reſpective Charters, Patents and Grants aforeſaid.

All Charters, Patents and Grants Confirmed,

And be it further Enacted by the Authority aforeſaid, That all the Charters, Patents, Grants, made, given and granted, as aforeſaid, unto all and every the ſeveral and reſpective Corporations or Bodies Politick of the Cities, Towns and Mannors, and their Succeſſors, and alſo unto all and every the reſpective Free-holders, their Heirs and Aſſigns forever within this Province, are to all intents and purpoſes whatſoever hereby Ratified and Confirmed, To Have, Hold, Exerciſe, Occupy, Poſſeſs and Enjoy all their and every of their former Rights, Cuſtoms, Prerogatives, Priviledges, Preheminencies, Practiſes, Immunities, Liberties, Franchiſes, Royalties and Uſages whatſoever, in as full and ample manner as if none of theſe Changes, Alterations, Diſturbances, want of other Forms in the Law, or the Non-feizance of any Rights, Priviledges or Cuſtoms of any of the Corporations aforeſaid, had never happened, or been neglected, any thing herein contained, or in any other Law, to the contrary in any wiſe notwithſtanding. *Provided,* That nothing herein contained ſhall be conſtrued or taken to bar any Perſon or Perſons of his or their former and juſt Right or Pretences to any Houſe, Tract or parcel of Land within this Province. *Always provided,* That he or they that have any ſuch juſt Right or Pretences do make his or their Claim within the ſpace of five years next after the date hereof. And alſo provided, That nothing herein contained ſhall be intended or conſtrued to the prejudice or hindrance of the Title or Claim of any Perſon *Under Age, Feme Covert, Non Compos Mentis, Impriſonment or beyond the Seas.*

Notwithſtanding their want of forms in Law, &c.

An Exception and time of Claim,

An

An Act for the Enabling each reſpective Town within this Province to Regulate their Fences and High-ways, and make prudential Orders for their Peace and orderly Improvements.

WHereas the reſpective Towns within this Province, &c. are ſo circumſtanced as to have different and diſtinct ways in their Improvements of Tillage and Paſturage, and that it is altogether neceſſary that they may be qualified and made capable in the Law to make ſuch prudential Rules and Orders for the better Improvement of their reſpective Towns, and the Regulating their Fences and High-ways accordingly, *Be it therefore Enacted by the Governour and Council, and the Repreſentatives met in General Aſſembly, and by the Authority of the ſame*, That the Free-holders of every reſpective Town within this Province, are hereby Impowered and Authorized to meet and aſſemble themſelves together at ſuch times and places as are appointed and expreſſed in their reſpective Grants and Patents, and when ſo aſſembled to make, eſtabliſh conſtitute and ordain, from time to time, ſuch prudential Orders and Rules, for the better improving of their reſpective Lands in Tillage, Paſturage, or any other reaſonable way, as ſhall by the majority of the Free-holders, ſo Aſſembled or convened, as aforeſaid, be thought good and convenient.

Free-holders to make prudential Rules and Orders.

And alſo, when the Free-holders of each the reſpective Town within this Province, &c. are aſſembled, as aforeſaid, they are hereby further authorized and impowered to make choice & nominate in each of their reſpective Towns, annually, and once every year, three Perſons to be Surveyors and Ordrers of the Work, for the laying out and the amendment of the High-ways & Fences within the bounds and limits of their reſpective Towns within this Province; which Perſons, ſo nominated and choſen, ſhall take upon them the ſaid Office, and are hereby impowered to lay out, ſet forth, regulate and amend all ſuch High-ways and Fences as ſhall be eſtabliſhed, in ſuch manner, form and way as ſhall be agreed upon and directed by the majority of the Free-holders of each of the reſpective Towns, as aforeſaid.

And chuſe a Surveyor of Fences.

Always Provided, That ſuch Orders as are made, conſtituted and ordained, ſhall be kept and regiſtered in the Towns Book for that purpoſe, and conſented to and approved by the next Court of Seſſions of Peace in the Counties where the reſpective Towns are, otherwiſe to be of no force nor virtue whatſoever.

Town Orders to be Regiſtered, &c.

An Act to eaſe People that are ſcrupulous in Swearing.

FOraſmuch as there are ſundry Perſons within this Province and Dependencies, out of a Tender Conſcience, Refuſe to give their Evidence on Oath, in any Matter or Thing is depending in any of the Courts within the ſame, *Be it therefore Enacted by the Governor, Council, and Repreſentatives now met in General Aſſembly, and by the Authority of the ſame,* That in ſuch caſe the Perſon or Perſons ſo refuſing the ſame, ſhall give in or deliver their Evidence or Teſtimony in manner and form following, that is to ſay, *I* A. B. *do Solemnly Promiſe, as in the Preſence of God, to ſpeak the Truth, the whole Truth, and nothing but the Truth to the matter or thing in Queſtion.*

And be it further Enacted by the Authority aforeſaid, That if any ſuch Perſon or Perſons, ſo refuſing, as aforeſaid, ſhall be ſummoned to ſerve upon any Jury in any Court within this Province, then ſuch Perſon or Perſons ſhall make the Engagement following, that is to ſay, I A. B. *do ſolemnly Promiſe, as in the Preſence of God, That I will well and truly Try the Iſſue between* C. D. *Plaintiff, and* F. B. *Defendant, according to Evidence.* And in caſe any ſuch Perſon or Perſons ſo called to Evidence, or to ſerve upon any Jury, and declaring as aforeſaid, ſhall afterwards be convicted of willful Falſhood, that then and in ſuch Caſe ſuch Perſon or Perſons ſhall undergo the ſame Puniſhments as in caſe of Willful Perjury is appointed and provided.

There was alſo paſſed at the ſame time theſe following Acts, which are either Repealed or Expired by their own Limitation, Viz.

An Act for Eſtabliſhing Courts of Judicature for the Eaſe and Benefit of each reſpective City, Town and County within this Province, for two years.

An Act for ſettling the Militia.

An Act for the Allowance to the Repreſentatives. *Rep.*

An Act to Enable the City & County of *Albany* to defray their neceſſary Charge.

An Act for Eſtabliſhing a Revenue for the defraying the publick Charge of the Province, for two years.

An Act to enable his Excellency to defray his extraordinary Expence, and to Indemnifie the Collector for the Receipt of ſeveral Sums of Money on pretence of Cuſtom and Duty.

An Act for raiſing of two Thouſand Pounds for paying and defraying the Incidental Charges, according to eſtabliſhment, of one hundred Fuzileers with their proper Officers, for one whole year.

An Act for Pardoning ſuch as have been active in the late Diſorders *Rep.*

All the fore-going Acts were paſt by the firſt Aſſembly in their firſt Seſſions Anno Regni Tertio *Gulielmi & Mariæ.*

Acts Passed by the first Assembly in their second Sessions held in *September*, 1691. in the third year of *William* and *Mary*, King and Queen.

An Act to divide this Province and Dependencies into Shires and Counties.

FOrasmuch as Mistakes may arise about the Limits and Bounds of the respective Counties within this Province, for Prevention whereof, *Be it Enacted by the Commander in Chief and Council, and Representatives, and by the Authority of the same*, That the said Province be divided into twelve Counties, as followeth,

New-York County. The City and County of *New-York*, to contain all the Island commonly called *Manhattans Island*, *Mannings Island*, the two *Barne Islands*, and the three *Oyster Islands*; *Manhattans Island*, to be called the *City of New-York*, and the rest of the Islands the County.

Westchester; The County of *Westchester*, to contain *East* and *Westchester*, *Bronckes* Land, *Fordham*, Mannor of *Pellham*, *Miniford Island*, and *Richbills Neck*, and all the Land on the Main to the Eastward of *Manhattans* Island, as far as the Government at present extends, and the *Yonkers* Land. And Northwards along *Hudsons* River as far as the High Land.

Ulster; The County of *Ulster* to contain the Towns of *Kingstone*, *Hurley* and *Marble Town*, *Foxhall* and the *New Pallz*, and all Villages, Neighbourhoods and Christian Habitations on the West side of *Hudson's River*, from the *Murderers Creek*, near the High-Lands, to the *Sawyers Creek*.

Albany; The County of *Albany*, the Mannor of *Ranslaerswick*, *Schanectady*, and all the Villages, Neighbourhoods and Christian Plantations on the East side of *Hudsons River*, from *Roeloffe Jansens Creek*: And on the West side, from *Sawyers Creek* to the outmost end of *Sarraghtooga*.

Dutches; The *Dutches County* to be, from the Bounds of the County of *Westchester*, on the South side of the High-Lands, along the East side of *Hudsons-River*, as far as *Roeloffe Jansens Creek*. And Eastward into the Woods Twelve Miles.

Orange County; The County of *Orange* to begin from the Limits or Bounds of *East* and *West-Jersey*, on the West side of *Hudsons River*, along the said River to the *Murderers Creek*, or bounds of the County of *Ulster*. And Westward, into the Woods as far as *Delaware-River*.

Richmond; The County of *Richmond* to contain all *Statten-Island*, *Shooters-Island*, and the Islands of *Meadow* on the West side thereof.

Kings

Kings-County

Kings County to contain the ſeveral Towns of *Bushwick*, *Bedford*, *Breukland*, *Flatbush*, *Flatlands*, *Neiuwtruch* and *Graves-End*, with the ſeveral Settlements and Plantations adjacent.

Queens-County,

Queens County to contain the ſeveral Towns of *New-Town*, *Jamaica*, *Flushing*, *Hempſtead* and *Oyſter-Bay*, with *Horſe-Neck*, the ſeveral out Farms, Necks, Settlements and Plantations adjacent, and the Iſland called the *Two-Brothers*, and *Hullets-Iſland*.

Suffolk County,

The County of *Suffolk* to contain the ſeveral Towns of *Huntington*, *Smithfield*, *Brookhaven*, *Southampton*, *Southold*, *Eaſthampton*, to *Montauk Point*, *Shelter Iſland*, *The Iſle of Wight*, *Fishers Iſland*, & *Plumb Island*, with the ſeveral Out-Farms, Settlements and Plantations adjacent.

Dukes County

Dukes County to contain the Iſlands of *Nantucket*, *Martins Vineyard*, *Elizabeth Iſland* and *No Mans Land*.

Cornwall.

The County of *Cornwall* to contain *Penny-Quid*, and all the Territories in theſe parts, with the Iſlands adjacent.

An Act for Regulating the Buildings, Streets, Lanes, Wharffs, Docks and Allyes of the City of *New-York*.

FOraſmuch as the City of *New-York*, the Metropolis of this Province, was chiefly erected by the Inhabitants thereof for the propagating and encouragement of Trade and Commerce, and for the good, benefit and welfare of their Majeſties Subjects inhabiting within this Province. And foraſmuch as it is very neceſſary for Traffick and Commerce, that Buildings, Streets, Lanes, Wharffs, Docks and Allyes of the ſaid City be conveniently regulated with Uniformity, for the accommodation of Habitations, Shipping, Trade and Commerce, and that all Impediments and Obſtructions that may retard ſo neceſſary a Work, may be removed, *Be it therefore Enacted by the Commander in Chief and Council, and Repreſentatives met in general Aſſembly, and by the Authority of the ſame*, That the Mayor, Aldermen and Common-Council of the ſaid City, ſhall and may, at their will and pleaſure, elect, nominate and appoint one or more diſcreet and intelligent Perſon or Perſons to be the Surveyors or Superviſors of their Buildings, Streets, Lanes, Wharffs, Docks and Allyes of the ſaid City, and to ſee that the Buildings, Streets, Lanes, Wharffs, Docks and Allyes of the ſaid City, be conveniently regulated with Uniformity for the Accomodation of Habitations, Shipping, Trade and Commerce, according to ſuch Rules and Orders of Building and laying out of Streets, Lanes, Wharffs, Docks and Allyes, as ſhall be eſtabliſhed by the Mayor, Aldermen and Common-Council of the ſaid City, who are hereby authorized & impowered to make ſuch Rules & Orders for the better Regulation, Uniformity & Gracefulneſs of ſuch New-Buildings as ſhall be erected for Habitations, and alſo for ſuch Streets, Lanes Wharffs, Docks and Allies, as ſhall be found convenient for the good of the Inhabitants. And it ſhall be lawful for the Mayor, Aldermen and the Common-Council, or for the

Mayor and Aldermen to appoint a Surveyor.

And make make prudential Rules and Orders.

Mayor

Mayor, and Aldermen in their Court, to administer an Oath upon the holy Evangelists, unto the Surveyors or Supervisors, for the true and impartial Execution of their Office in that behalf.

And whereas in the laying out of the New Lots for Buildings, some Controversie may arise, by a Lot or Lots of Ground, which if built upon, would be very incommodious and prejudicial to one of the principal Streets of this City, and hurtful to the Trade and Health of the Inhabitants, *Be it therefore Enacted by the Authority aforesaid*, That the Mayor, Aldermen and Common-Council of the said City, for the time being, in Common-Council assembled, shall and may, and are hereby impowered and required to obstruct any Building or Buildings that may narrow the said Streets, or any other Street within the said City. And the said Mayor, Aldermen and Common-Council shall, and may by virtue of this present Act, continue the said Street, commonly called *The Broad Street*, according to its present Dimensions, and if in the doing thereof, or in the laying out, for the future, any Streets, Lanes, Wharffs, Docks, Allyes, &c. they do take any Persons Ground, they are to give Notice to the Owners or Parties Interested in the Ground, to be so taken for the intent as aforesaid; and to the end that reasonable Satisfaction may be given for all such Ground as shall be taken and imployed for the Use aforesaid, the Commander in chief and Council, may assess the value of the Lots now in Controversie, and for other Ground, the Mayor, Aldermen and Common-Council shall and may treat and agree with the Owners, and others interested therein; and if there shall be any Persons that shall refuse to treat in manner aforesaid, that in such case the Mayor and Aldermen in their Court, are hereby authorized, by virtue of this Act, to issue out a Warrant or Warrants to the Sheriff of the said City, who is hereby required to impannel and return a Jury, before the said Court of Mayor and Aldermen. Which Jury, upon their Oaths, to be administred by the said Court, are to enquire and assess such Damages and Recompence as they shall judge fit to be awarded to the Owners, and others interested, according to their several and respective Interests and Estates of any such ground, or any part thereof, for their respective Interests and Estates in the same, as by the said Mayor, Aldermen and Common-Council shall be adjudged fit to be converted to the purposes aforesaid; and such Verdict of the Jury, and Judgment of the said Court of Mayor and Aldermen thereupon, and the payment of the sum and sums of Money so awarded or adjudged, to the Owners, and others having Estate or Interest, or tender, or refusal thereof, shall be binding to all intents and purposes, against the said Parties, their Heirs, Executors, Adiministrators and Assigns, and others claiming any Title or Interest to the said Ground, and shall be a full Authority to the said Mayor, Aldermen and Common Council to cause the said Ground to be converted and used for the purposes aforesaid, any thing contained herein, or in any other Law to the contrary hereof in any ways notwithstanding.

Mayor and Aldermen to obstruct buildings that narrow the street

Governor and Council may assess the value of Land.

A Jury to be impannelled.

And forasmuch as the Filth and Soil of the said City, lying in the publick Streets thereof, doth often prove a common Nusance unto the

Inhabirants and Traders to and from the ſaid City, and very prejudicial to their Health: For the Removal thereof, *Be it further Enacted by the Authority aforeſaid*, That the Numbers and places for all common Shoars, Drains and Vaults, and the Order and manner of Paving and Pitching the Streets, Lanes and Allyes of the ſaid City, ſhall be deſigned and ſet out by the Mayor, Aldermen and Common Council of the ſaid City, together with the ſaid Surveyors & Superviſors appionted in manner aforeſaid; and when they aſſemble ſhall have Power and Authority to order and direct the making of Vaults, Drains and Shoars, or to cut into any Drains or Shoars already made, and for the altering, enlarging, amending, cleanſing and ſcouring of any Vaults, Sinks or common Shoars. And for the better effecting whereof, it ſhall and may be lawful to and for the ſaid Mayor, Aldermen and Common Council, together with the ſaid Surveyors and Superviſors, at their ſaid Meeting, to impoſe any reaſonable Tax upon all Houſes within the ſaid City, in proportion to the benefit they ſhall receive thereby, for and towards the making cutting, altering, enlarging, amending, cleanſing and ſcouring all and ſingular the ſaid Vaults, Drains, Shoars, Pavements and Pitching aforeſaid. And in default of payment of the ſaid ſum to be charged, it ſhall and may be lawful to and for the ſaid Mayor and Aldermen, *&c.* ſo authorized, as aforeſaid, by Order or Warrant under their Hands and Seals, to levy the ſaid ſum and ſums of Money, ſo aſſeſſed, by diſtreſs and ſale of the Goods of the Parties chargeable therewith, and refuſing and neglecting to pay the ſame, rendring the over-plus, if any be.

Mayor and Aldermen to direct paving the ſtreets and making Common ſhoars.

And may impoſe a Tax.

Always Provided, and be it further Enacted by the Authority aforeſaid, That nothing herein contain'd ſhall be conſtrued to change, alter, ſhorten, lengthen, narrow or enlarge any of the Streets, Allyes and Lanes within this City, as they are now laid out and remain at the Publication hereof. Nor to break thorow any Perſons Ground now in Fence or Encloſed, or to take away any Perſons Houſe or Habitations, any thing herein contained to the contrary hereof in any ways notwithſtanding.

There was alſo paſſed at the ſame time theſe following Acts, Viz.

An Act for Regulating Damages done in the time of the late Diſorders, and for uniting the Minds of their Majeſties Subjects, and for calling home ſuch as have abſented from their Habitations, &c.

An Act for raiſing 1500 *l* to pay 150 Men for ſix Moneths, for the Re-inforcement of the Frontiers at *Albany*.

Acts Paſſed by the firſt Aſſembly in their Third Seſſions held Anno Regni Quarto Gulielmi *et* Mariæ.

An Act for raiſing 1500 *l.* to pay 200 Men, for the Defence of the Frontiers, &c.

An Act for the Deſtroying of Wolves. *Rep.*

Fourth

Fourth Seſſions of the Firſt Aſſembly, *W.* & *M. Quarto.* *September* 1693

An Act for Reſtraining and Puniſhing *Privateers* & *Pyrates.*

WHereas nothing can more contribute to their Majeſties Honour than that ſuch Articles as are concluded and agreed on in all Treaties of Peace, ſhould by all their Majeſties Subjects, according to their Duty, be moſt inviolably preſerv'd and kept, in and over all their Majeſtys Dominions and Territories. And whereas againſt ſuch Treaties of Peace made between their Majeſtys and their Allies, ſeveral of their Majeſtys Subjects do continually ſail under Commiſſions of Foreign Princes and States, contrary to their Duty and good Allegiance, and by fair means cannot be reſtrained from ſo doing, *Be it therefore Enacted by the Governour, Council and Aſſembly, and it is hereby Enacted by the Authority of the ſame,* That from and after Publication hereof, it ſhall be Felony for any Perſon which now doth or hereafter ſhall inhabit in or belong to this Province, to ſerve in *America* in an hoſtile manner under any Foreign Prince, State or Potentate in Amity with their Majeſtys, without ſpecial Liſence for ſo doing, under the Hand and Seal of their Majeſtys Governor or Commnder in Chief of this Province, for the time being, and that all and every ſach Offender and Offenders, contrary to the true intent of this Act, beinguhereof duly convicted in their Majeſtys Courts of Judicature within thisProvince (to which Courts Authority is hereby given, to hear and to determine the ſame, as other caſes of Felony) ſhall ſuffer Pains of Death, without benefit of Clergy. *Provided nevertheleſs,* That this Act nor any thing therein contained, ſhall extend to any Perſon or Perſons, which now are or have been in the Service or Imployment of any Foreign Prince, State or Potentates whatſoever, that ſhall return to this Province, and leave and deſert ſuch Service and Imployment before the firſt day of *September* next enſuing, rendring themſelves to their Majeſtys Governour or Commander in Chief, for the time being, and giving ſuch Security as he ſhall appoint, for their future *good Behaviour*, and alſo *that they ſhall not depart this Province without the Liſence of their Majeſtys Governour or Commander in Chief.*

Felony to ſerve under a foreign Prince.

And for the *better* and *more ſpeedy Execution of Juſtice* upon ſuch, who having committed *Pyracies*, *Felonies*, and other *Offences upon the Sea*, ſhall be apprehended in or brought Priſoners to thisProvince, *Be it further Enacted by the Authority aforeſaid*, That all *Felonies*, *Pyracies*, *Roberies*, *Murders* or *Confederacies* committed, or that hereafter ſhall be committed upon the Sea, or in any Haven, Creek or Bay, *within the Juriſdiction of the Admiralty*, ſhall be enquired, tryed, heard, determin'd and judged in ſuch Form as if ſuch *Offence* had been committed in and upon the Land; and

Pyracy on the Sea to be try'd as if done on Shore.

and to that end and purpoſe Commiſſions ſhall be had under their Majeſtys Seal of this *Province*, directed to the *Judge or Judges of the Admiralty of this Province*, for the time being, and to ſuch *other ſubſtantial Perſons*, as by *their Majeſtys Governour* or *Commander in Chief of this Province*, for the time being, ſhall be named or appointed; which ſaid *Commiſſioners*, ſuch a *Quorum* of them, as by ſuch *Commiſſion* ſhall be thereunto *authoriz'd*, ſhall have full Power to do all things in and about the *Enquiry*, *Hearing*, *Determining*, *Adjudging* and *Punishing* of any of the *Crimes* and *Offences* aforeſaid, as any *Commiſſioners* appointed by *Commiſſion under the great Seal of England*, by virtue of a Statute made in the 28th year of the reign of King *Henry* the *8th*, are impower'd to do and execute within the Kingdom of *England*. And that the ſaid *Offenders* which are or ſhall be *apprehended* in or brought *Priſoners* to this *Province*, ſhall be lyable to ſuch *Order*, *Proceſs*, *Judgment* and *Execution*, by virtue of ſuch Commiſſion to be grounded upon this Act, as might be awarded or given againſt them, if they were proceeded againſt within the *Realm of England*, by virtue of any Commiſſion grounded upon the ſaid Statute.

Perſons that hold correſpondence with Privateers or Pyrates to be accounted Acceſſaries.

Be it further Enacted by the Authority aforeſaid, That all and every Perſon or Perſons that ſhall any way knowingly *entertian*, *harbour*, *conceal*, *trade* or hold any *Correſpondence* by *Letters*, or *otherwiſe*, with any Perſon or Perſons that ſhall be *deemed* or *judged* to be *Privateers*, *Pyrates* or other *Offenders* within the Conſtruction of this Act, and ſhall not *readily endeavour*, to the beſt of his or their power, to *apprehend*, or *cauſe to be apprehended*, ſuch *Offender* or *Offenders*, ſhall be lyable to be *proſecuted* againſt, as *Acceſſaries* and *Confederates*, and to *ſuffer* ſuch *Pains* and *Penalties*, as in ſuch caſe by Law is provided.

Commiſſion Officers to raiſe men and ſeize Pyates.

And for the *better* and *more effectual Execution* of this Act, *Be it further Enacted by the Authority aforeſaid*, That all *Commiſſion Officers*, in their ſeveral *Precincts* within this *Province*, are hereby *required* and *impowered*, upon his or their *knowledge*, or *notice given*, that any *Privateers*, *Pyrates*, or other Perſons *ſuſpected* to be upon any *unlawful Deſign*, are in any place within their *reſpective Precincts*, to raiſe and levy ſuch a *number of well armed Men*, as he or they ſhall think *needful*, for the *ſeizing*, *apprehending* and *carrying to Goal* all and every ſuch *Perſon* and *Perſons*; and in caſe of any *Reſiſtance*, or *Refuſal to yield Obedience to their Majeſties Authority*, it ſhall be lawful to *kill* or *deſtroy* ſuch *Perſon* or *Perſons*. And all and *every Perſon* or *Perſons* that ſhall *oppoſe* or *reſiſt*, by *ſtriking* or *firing* upon any of the *commanded Parties*, ſhall be *deemed*, *taken* and *adjudged Felons*, without *benefit* of the *Clergy*. And every ſuch *Officer* that ſhall *omit* or *neglect* his

Penalty on neglect of the duty required

Duty herein, ſhall *forfeit Fifty Pounds current Money* of this *Province*, for *every* ſuch *Offence*, to be *recovered* in any of *their Majeſtys Courts of Record* within this *Province*, Bill, Plaint or Information, wherein no *Eſſoyn*, *Wager of Law* or *Protection* ſhall be allowed, *one moiety* thereof to be to *their Majeſtys*, *their Heirs and Succeſſors*, for and towards the *Support of* the *Government* of this *Province*, and *the contingent Charges thereof*, and the *other moiety* to the *Informer*. And all and every *Perſon* and *Perſons* that upon *Orders given* him or them, ſhall *refuſe* to repair *immediately*, with his or their *Arms well fixed*, and *Ammunition*, to ſuch *place* or *places* as ſhall

be

be appointed by any *Superior Officer* or *Officers*, and not readily *obey* his or their Commands, in the *Execution of the Premiſes*, ſhall be liable to ſuch *Fine* or *Corporal Punishment* as ſhall be awarded againſt them within the Courts to which the Recognizance of the Fact doth belong.

The following Acts were alſo paſſed at the ſame time, viz.

An Act for raiſing and paying Two Hundred and Twenty Men, with their proper Officers, for the Re-inforcement and Security of the Frontiers of this Province at *Albany*, for ſeven Months.

An Act for Raiſing Eighty Men in *Ulſter* and *Dutches County*, to be imployed for the Re-inforcement of the Frontiers at *Albany*, for three Months.

First Seſſions of the Second Aſſembly, *W.* & *M.* 4to.

An Act for the ſettling of Fairs & Markets in each reſpective City and County through-out the Province.

Confirm'd the 11 of May, 1697.

WHereas great Inconveniency doth ariſe to the Inhabitants of the Province for want of certain Market days in each reſpective City and County throughout the ſame, and the trade of the Province is likewiſe very much diſcouraged for want thereof, as well as for the want of publick Fairs in each reſpective City and County, to be held and kept at leaſt once in every Year. For Remedy whereof, and that Trade and Commerce may be the better encouraged and propagated, for the good and well of all the Inhabitants aforeſaid, *Be it therefore Enacted by the Governour and Council, and Repreſentatives convened in General Aſſembly, and it is hereby Enacted by the Authority, of the ſame*, That there ſhall be held and kept in the reſpective Counties aforeſaid, upon every *Thurſday* of the Week, at *Jamaica* within *Queens County* on *Long-Island*; and on every *Saturday* of the Week at *Kingſton* in the County of *Ulſter*; & on every *Wedneſday* of the Week at *Weſtcheſter* in the County of *Weſtcheſter*, publick and open Markets, to which Markets it ſhall and may be lawful for all and every the Inhabitants and Sojourners of this Province to go, frequent and reſort, and thither to carry all ſorts of Cattle, Grain, Victuals, Proviſions, and other Neceſſaries, together with all ſorts of Merchandize whatſoever, and at the publick Market-place that ſhall be aſſigned and appointed in each reſpective Town aforeſaid, them to expoſe to ſale or barter in Groſs or Retail between the hours of Eight of the Clock in the Morning and Sun-ſet of the ſame day, without the payment of any Toll, or any other let, hinderance or moleſtation whatſoever.

Markets to be kept at Jamaica, Kingſton and Weſtcheſter.

And be it further Enacted by the Authority aforeſaid, That there ſhall likewiſe be held and kept in each reſpective City and County thro'-out the Province, and at the Times and Places hereafter named, Twice yearly and every year a Fair. To which Fair it ſhall and may be likewiſe lawful for

all and every Perſon or Perſons, Inhabitants, Strangers or Sojourners of this Province, *&c.* to the ſaid Place and Places, at the ſaid Time and Times when the ſaid reſpective Fair and Fairs are to be held and kept, to go, frequent and reſort, and whither to carry, or cauſe to be carried all ſorts of Cattle, Horſes, Mares, Colts, Grains, Victuals, Proviſions, and other Neceſſaries, together with all ſorts of Merchandize, of what Nature ſoever, and them to expoſe to Sale or Barter in Groſs or by Retail, at the Times, Hours and Seaſons that Governours or Rulers of the ſaid reſpective Fairs, for the Time being, ſhall proclaim and appoint.

And be it further Enacted by the Authority aforeſaid, That there be kept yearly, for the City and County of *New-York*, two Fairs at the City of *New-York*. The firſt Fair annually to commence the laſt *Tueſday* of *April* in every year, and to end upon the *Fryday* then next following, being in all Four Days incluſive, and no longer. And the ſecond Fair to commence the firſt *Tueſday* of *November* in every year, and to end upon the *Fryday* then next following, being in all four days incluſive, and no longer.

Time of Fair in New-York,

And alſo, That there be held and kept one Fair annually and once a Year for *Kings County* on *Long-Island* at *Flatbush* in the ſaid County, to commence the ſecond *Tueſday* of *October* in every Year, and to end the *Fryday* then next following, being in all four days incluſive, and no longer.

In Kings County

And alſo, That there be held and kept two Fairs yearly for *Queens County* on *Long-Island*, the firſt Fair to be held annually at *Jamaica* within ſaid County, on the firſt *Tueſday* in *May*, in every Year, and to end on the *Fryday* then next following, being in all four days incluſive, and no longer. The ſecond Fair to commence on the third *Tueſday* of *October*, and to end the *Fryday* then next following, being in all four dayes incluſive, and no longer.

Queens County.

And alſo, That there be held and kept two Fairs yearly for the County of *Suffolk* on *Long-Iſland*; the firſt Fair to be held anually at *Southampton*, the firſt *Tueſday* of *July* in every year, and to end on the *Fryday* then next following, being in all four dayes incluſive, and no longer. And the ſecond Fair at *Southold*, to commence the ſecond *Tueſday* of *September*, and to end upon the *Fryday* then next following, being in all four days incluſive, and no longer.

Suffolk County,

And alſo, That there be held and kept in the City and County of *Albany* two Fairs yearly, the firſt Fair to be kept at *Albany*, and to commence the third *Tueſday* of *July*, and to end on the *Fryday* then next following, being in all four days incluſive, and no longer. And the ſecond Fair to be held at *Crawlier* in *Ranslaerwick* on the third *Tueſday* in *October*, and to end on the Fryday following, being in all four days incluſive, and no longer.

County of Albany,

And alſo, That there be held and kept two Fairs yearly for the County of *Ulſter*, the firſt to be kept at *Kingſton*, on the third Thurſday in *March*, and to end on the *Saturday* then next following, being three days incluſive, and no longer. And the ſecond Fair to begin the ſecond *Thurſday* in *October*, and to end the *Saturday* following.

In Ulſter County,

And alſo, that there be held and kept two Fairs yearly for the County

County of *Weſtcheſter*, the firſt to be kept at the Town of *Weſtcheſter*, in the ſaid County, on the ſecond Tueſday in *May*, and to end on the Fryday following, being in all four days inciuſive, and no longer. And the ſecond Fair to be kept at *Rye*, in the ſaid County, on the ſecond Tueſday of *October* yearly, and to end the Fryday then next following, being in all four dayes, and no longer. At Weſtcheſter,

And alſo, that there be held and kept two Fairs in the County of *Richmond*, the firſt on the *North-ſide* of the Iſland, on the laſt *Tueſday* in *June*, and to end on the *Fryday* following, being in all four days incluſive, and no longer. And the ſecond Fair to be kept at the ſaid place on the laſt *Tueſday* in *September*, and to end on the *Fryday* then next following, being in all four dayes incluſive, and on longer. All which Fairs, at the Times and Places aforeſaid, in each reſpective County, reſpectively, ſhall be holden, together with a *Court of Pypowder*, and with all *Liberties* and *Free Cuſtoms* to ſuch *Fairs appertaining*, or which ought or may appertain, according to the Uſage and Cuſtoms of Fairs holden in their Majeſties Realm of *England*. in Richmond County.

And for the more regular Government of the ſeveral and reſpective Fairs afore-mentioned, the Governour ſhall commiſſionate and appoint ſuch Perſon or Perſons in each reſpective County aforeſaid, where ſuch Fairs is to be holden and kept, to be Governours or Rulers of the ſaid Fairs reſpectively. Which Governour or Ruler, ſo appointed and commiſſionated as aforeſaid, is hereby authorized and impowered to have and to hold a *Court of Pypowder*, together with all *Libertys* and *free Cuſtoms* to ſuch appertaining. And that they and every of them may have and hold them, at their and every of their reſpective places aforeſaid, their and every of their reſpective Courts the ſaid days, from day to day, and hour to hour, from time to time, all occaſions, *Plaints* and *Pleas of a Court of Pypowder*, together with *Summons*, *Attachments*, *Arreſts*, *Iſſues*, *Fines*, *Redemptions*, and *Commodities*, and other *Rights whatſoever* to the ſame *Courts of Pypowder* any way *appertaining*, without any *impediment*, let or hindrance whatſoever. *Alwayes provided*, That the Governor or Ruler of the ſaid reſpective Fairs aforeſaid, ſhall by or cauſe to Cry and Publiſh within and without the Liberties of the ſaid reſpective Fairs, *Where they ſhall hold the ſame, the Time that the ought to hold it*, and no longer. And that every Governour and Ruler of the reſpective Fairs aforeſaid, at the beginning of his Fairs, ſhall there do, Cry, Proclaim and Publiſh *how long the Fair ſhall endure*, to the intent that Merchants and others ſhall not be at the ſame Fair over the time ſo publiſhed, upon pain of being fined for the ſame. Nor that ſaid Governour or Ruler ſhall not hold the reſpective Fairs over the one time hereby limitted, upon pain of forfeiting the keeping ſaid Fairs, unto their Majeſties. A Governour for each Fair to be appointed, who ſhall hold a Court of Pypowder,

And for preventing Abuſes in any of the ſaid Fairs and Markets, *Be it further Enacted by the Authority aforeſaid*, That the Governour or Ruler of the reſpective Fairs aforeſaid, ſhall yearly appoint and limit out a certain and ſpecial *Open Place* within the reſpective Towns aforeſaid, where the ſaid reſpective Fairs are to be held and kept, where *Horſes*, *Mares*, *Geldings*, *Colts*, and other *Cattle* may be ſold; In which Governour to appoint the place where the fair is to be kept,

ſaid

A Toll-gatherer to be appointed,

ſaid certain and in *Open Place*, as aforeſaid, there ſhall be by the Governour aforeſaid, or Ruler, put in and appointed one ſufficient Perſon, or more, to take Toll, and keep the ſame place from Ten of the Clock in the Morning until Sun-ſet of every day of the aforeſaid Fair and Market, upon pain to looſe and forfeit, for every default, *Forty Shillings*. And that every Toll-gatherer, his Deputy or Deputies, ſhall, during the time of every their ſaid Fairs, take the ſum of *Nine Pence*, as due and lawful Toll for every ſuch *Horſe*, *Mare*, *Gelding* or *Colt* at their ſaid Open Place to be appointed, as aforeſaid, and betwixt the hours of *ten of the Clock in the Morning*, and *Sun-ſet* of the ſame day, if it be tendered, and not at any other Time or Place; and ſhall have preſently before him or them, at the taking of the ſame Toll, the parties to the Bargain, Exchange, Gift, Contract, or putting away of every ſuch *Horſe*, *Mare*, *Gelding*, or *Colt*, and alſo the ſame *Horſe*, *Mare*, *Gelding* and *Colt*, ſo ſold, exchanged or put away; or ſhall then write, or cauſe to be written in a Book, to be kept for that purpoſe, the Names, Sir-names and dwelling Places of all the ſaid Parties, and the Colour, with one ſpecial Mark at leaſt, of every ſuch *Horſe*, *Mare*, *Gelding* or *Colt*, in pain to forfeit at and for every default, contrary to the intent hereof, the ſum of *Forty Shillings* current Money aforeſaid. And the ſaid Toll-Gatherer or Keeper of the ſaid Book, ſhall within one day next after ſuch Fair, bring and deliver the ſaid Book to the Governour or Ruler of the ſaid Fairs, who ſhall then cauſe a Note to be made of the true Number of all *Horſes*, *Mares*, *Geldings* and *Colts* ſold at the ſaid Fair, and ſhall there ſubſcribe his Name, upon pain to him that ſhall make default therein, to loſe and forfeit for every default, the ſum of *Forty Shillings* current Money aforeſaid, and alſo to anſwer the party grieved by reaſon of the ſame his negligence in every behalf. And the ſaid Governour or Ruler, his deputy or deputies, ſhall take for the entring for every *Horſe*, *Mare*, *Gelding* and *Colt*, ſold in the reſpective Fairs, as aforeſaid, for Toll of the ſame, the Sum of *Nine Pence*, the one half to be paid by the Buyer, the other half by the Seller. *Provided always*, That nothing herein contained ſhall be taken or conſtrued to infringe upon the Rights and Priviledges of the City of *New-York* & *Albany* and *Ranſlaerwyck*, but that the Mayor and Aldermen, and the Proprietor of the Mannor of *Ranſlaerwyck*, of their reſpective Cities and Mannors, for the time being, ſhall always be purſuant to the directions of their reſpective Charters and Grants, the only Governor or Ruler of the afore-mentioned Fairs to be held in their reſpective Cities and Mannors, any thing herein contain'd to the contrary hereof in any ways notwithſtanding.

Horſes and Mares to pay Toll, and their Marks to be entered in a Book.

A Proviſo to ſave Rights & Priviledges.

Confirm'd the 11 of May, 1697.

An Act for the Superviſing Inteſtates Eſtates, and Regulating the Probate of Wills, and granting of Letters of Adminiſtration.

WHereas the Rights of Orphans, and the Eſtates of ſuch as dye Inteſtate thro'-out this Province and Dependencies, are often concealed,

ceaſed, waſted, imbezelled and deſtroyed, to the utter Ruin of many Orphans, and the prejudice of the next of Kin to ſuch as dye Inteſtate, for want of having good and ſufficient Perſons in each reſpective County thro'-out the Province, for the due & regular Enquiring after the ſame, *Be it therefore Enacted by the Governour, and Council, and Repreſentatives convened in General Aſſembly, & it is hereby Enacted by the Authority of the ſame*, That on or before the *five & twentieth* day of *March* next, in the Year of our Lord *One Thouſand ſix Hundred ninety & Three*, there ſhall be elected and appointed in each reſpective Town thro'-out the Counties within this Province, two able and ſufficient Freeholdes, who ſhall upon the Death of any Perſon or Perſons in their reſpective Towns, repair unto the Houſe, Place or Habitation where the deceaſed did reſide, within forty eight hours after the Interment of the ſaid deceaſed, and there make Enquiry, *If the deceaſed made any Will, or had any Real or Perſonal Eſtate, not deviſed by him at the time of his or their Death?* And if upon Enquiry, that he had made no Will, but dyed Inteſtate, then and in ſuch caſe it ſhall be lawful for ſuch Perſon or Perſons, elected or appointed in each reſpective Town, as aforeſaid, to make ſtrict and diligent Search and Enquiry into all the Real and Perſonal Eſtate that the ſaid Inteſtate dyed poſſeſſed of, and the ſame to Inventory, and bring, or cauſe to be brought unto ſuch Perſon or Perſons in the County where ſuch Inteſtate dyed, who ſhall by the Governour for the time being, be delegated, on purpoſe for ſuperviſing Inteſtates Eſtates, *&c.* in each reſpective County thro'-out the Province, and the ſame with him file, declaring upon their Oathes, *That the ſaid Inventory doth contain a true and perfect Account of the ſaid Inteſtates Eſtate, that has come unto their Knowledge.* Whereupon the Perſon or Perſons ſo delegated, as aforeſaid, ſhall iſſue out his or their Warrant to two good and ſufficient Free-holders inhabiting within the Town where the Inteſtates dyed, for the Appraiſement of the Goods and Chattels left by the Inteſtate, and Inventoryed as aforeſaid. And upon the Return thereof to him, he ſhall cauſe the ſame to be ſecured, or ſold for the moſt of their Value, and the produce thereof to remain in his hands, or put out into good and ſufficient hands, who ſhall be able to produce the ſame again, when the next of Kin ſhall appear in right to claim the ſame. And if the ſaid Inteſtate, at the time of his Death, did leave a Wife and Children behind him, then and in ſuch caſe the Wife ſhall only have the right of Adminiſtration upon the ſaid inteſtates Eſtate, as the Law doth direct, and not otherwiſe. But if the ſaid Inteſtate did leave only Orphans behind him, and has no Relations or Kindred who will adminiſter upon the ſaid Inteſtates Eſtate, then the Superviſor of each reſpective County, delegated as aforeſaid, ſhall only have the Adminiſtration and Care of the ſaid Inteſtates Eſtate, and the ſame ſhall ſecure as aforeſaid, for the uſe, benefit and behoof of the ſaid Orphans, and not otherwiſe. And the ſaid Inteſtates Eſtates, ſo Inventory'd as aforeſaid, ſhall cauſe to be well ſecured, and improved to the beſt Advantage for the behoof of the ſaid Orphans, until they Marry or come to the Age of One and Twenty Years. And that he ſhall likewiſe take effectual care for the Educating and Inſtructing the ſaid Orphans in the Holy *Proteſtant Religion*, and that they be honeſtly maintained,

Enquiry to be made if any Will be made, and what eſtate left by the deceaſed.

If no Will, then an Inventory to be filed,

And the goods appraiſed.

The Widdow to have the preference of Adminiſtratio

The Orphans to be educated

according to the Capacity of the ſaid Inteſtates Eſtate, and not otherwiſe.

Probate of Will to be granted, and how.

And be it further Enacted by the Authority aforeſaid, That the Probate of all Wills and Letters of Adminiſtration, ſhall be, from hence-forth, granted by the Governour, or ſuch Perſon as he ſhall delegate under the Seal of the Prerogative Office, for that purpoſe appointed. And that all Wills relating to any Eſtate within the ſeveral Counties of *Orange* and *Richmond*, *Weſtcheſter*, *Kings County*, ſhall be proved at *New-York* before the Governour, or ſuch perſon as he ſhall delegate, as aforeſaid. But in regard of the Remoteneſs of other Counties from *New-York*, and to prevent the great Charge and Inconveniencies of bringing of Witneſſes ſo far, the Court of Common-Pleas in each of theſe remote Counties, are hereby impowered and authorized to take the Examination of Witneſſes to any Will within their reſpective Counties, upon Oath, and the ſame, with the Will, to certifie to the Secretary's Office at *New-York*, with all convenient ſpeed, under the hand of the Judge and Clerk of the ſaid Court, that the Probate thereof may be granted accordingly. And in the time of the vacancy of the ſaid Courts of Common-Pleas, or upon any extraordinary Occaſion or Neceſſity, the reſpective Judges of the Inferior Courts, aſſiſted with two Juſtices of the Peace, within the ſaid remote Counties, may, and are hereby impowered and authorized, at any time during the vacancy of the ſaid reſpective Courts, to take the Examination of Witneſſes, to any Will produced before them, upon Oath, and to certifie the ſame, as aforeſaid. And in caſe any Debate and Controverſie ſhall ariſe about ſwearing and examining ſuch Witneſſes, or allowing the Will, the ſaid Court, or Judge and Juſtices, may hear and determine the ſame. And if any be unſatisfied with their Proceedings therein, they may appeal to the Governor, or to ſuch other perſon delegated as aforeſaid, before the Probate of ſuch Will be granted.

If any be diſſatisfied, they may appeal to the Governor.

And it is further Enacted by the Authority aforeſaid, That the ſeveral Judges of the reſpective Courts within the ſaid remote Counties, in open Court, and on extraordinary occaſion or neceſſity, out of Court, aſſiſted with two Juſtices of the Peace, aforeſaid, may, and are hereby authorized and impowered to grant Probates of any Will, or Letters of Adminiſtration to any Perſon or Perſons, where the Eſtate of the Perſon making ſuch Will, or of the Inteſtate, on which Letters of Adminiſtration is deſired, doth not exceed the value of *Fifty Pounds*, any thing herein contain'd to the contrary hereof in any ways notwithſtanding.

Appeals to be made within 3 Months.

Provided Always, That any Perſon or Perſons, concerned in the Probate of ſuch Wills, or Letters of Adminiſtration, to be granted by the Judge of the ſaid Courts, as aforeſaid, may, within Three Months after the granting thereof, bring his or their Appeal or Appeals therein before the Governour, or ſuch or Perſon delegated as aforeſaid.

The following Acts were alſo paſſed at the ſame Time, viz,

An Act for eſtabliſhing a Revenue upon their Majeſtys, and for defraying the publick and neceſſary Charges of the Government.

An Act for granting to their Majeſtys the Rate of *One Penny per Pound* upon all Real and Perſonal Eſtates within this Province, to be allowed unto his Excellency th Governour.

An Act for ſettling Courts of Judicature.

An Act for the Encouragement of the Poſt-Office.

Second Seſſions of the Second Aſſembly.

An Act for calling *Long-Iſland* the *Iſland of Naſſau*.

Confirm'd the 11 of May, 1697.

E it Enacted by the Governour Council, and Repreſentatives convened in General Aſſembly, and by the Authority of the ſame, That the Iſland, commonly called and known by the Name of *-Iſland*, ſhall from henceforth be called, *The Iſland of Naſſau.* that after the Publication hereof, all their Majeſties loving Subjects ereby required, in all Grants, Patents, Deeds, Conveyances, Bar- of Sale, Bills, Bonds, Records, and other Inſtruments in writing ſhall hereafter be made, granted, conveyed, bargained, ſold and ited, for or concerning the ſaid Iſland, or any part or Place within ame, or in any County thereof, to call and denominate the ſaid Iſland ſuch Deeds and Eſcripts, as aforeſaid, *The Island of Naſſau*, any contained in any former Act to the contrary hereof in any ways ithſtanding.

The following Acts were alſo Paſſed at the ſame Time, viz.

ct for raiſing 6000 *l.* for the payment of three hundred Volunteers and r proper Officers, to be imployed for the Re-inforcement of the Frontier *Albany*, &c.

ct for eſtabliſhing certain Rates upon ſuch Goods and Merchandize as ſhall rought unto their Majeſtys Beam in the City of *New-York*.

rſt Seſſions of the Third Aſſembly, 5th of *W.* & *M.*

Act for ſettling a Miniſtry and raiſing a Maintenance for m in the City of *New-York*, County of *Richmond*, *Weſtcheſter* and *eens County*.

Confirm'd the 11 of May, 1697.

Whereas Prophaneneſs and Liſcentiouſneſs hath of late over-ſpread this Province for want of a ſettled Miniſtry throughout the ſame, he end the ſame may be removed, and the Ordinances of God daily iſtred, *Be it Enacted by the Governour and Council, and Repreſentatives ed in General Aſſembly, and by the Authority of the ſame*, That in each reſpective Cities and Counties hereafter mentioned and expreſſed, ſhall be called, inducted and eſtabliſhed a good ſufficient *Proteſtant er*, to officiate and have the care of Souls, within one year next and he Publication hereof, That is to ſay, in the City of *New-York* One, County of *Richmond* one; in the County of *Weſtcheſter* two, one to

Miniſters to be called for City of New-york, Counties of Weſtcheſter Qu-County & Richmond.

to have the care of *Weſtcheſter*, *Eaſtcheſter*, *Yonkers* and the Mannor of *Pelham*, the other to have the care of *Rye*, *Manironeck* and *Bedford*; in *Queens County*, two, one to have the care of *Jamaica*, and the adjacent Towns and Farms, the other to have the care of *Hempſtead*, and the next adjacent Towns and Farms.

Maintenance to be raiſed

And for their reſpective Encouragement, *Be it further Enacted by the Authority aforeſaid*, That there ſhall be annually and once in every Year in every of the reſpective Cities and Counties aforeſaid, aſſeſſed, levyed, collected & paid for the maintenance of each of their reſpective Miniſters the reſpective Sums hereafter mentioned, that is to ſay, For the City and County of *New-York*, One Hundred Pounds; for the two Precincts of *Weſtcheſter*, *one hundred Pounds*, to each *fifty Pounds*, to be paid in Country Produce at Money price. For the County of *Richmond* forty Pounds, in Country Produce at Money price. And for the two Precincts of *Queens County* one hundred and twenty Pounds, to each ſixty Pounds, in Country produce at Money price.

The Juſtices to grant Warrant for chuſing Chnrch-Warden, and Veſtry-men.

And for the more orderly raiſing the reſpective Maintenances for the Miniſters aforeſaid, *Be it further Enacted by the Authority aforeſaid*, That the reſpective Juſtices of every City and County aforeſaid, or any two of them, ſhall every year iſſue out their Warrants to the Conſtables, to ſummon the Free-holders of every City, County and Precinct aforeſaid, together on the ſecond *Tueſday* in *January*, for the chuſing of ten Veſtry-men and two Church-Wardens; and the ſaid Juſtices and Veſtry-men or major part of them, are hereby impowered, within ten days after the ſaid day, or in any day after, as to them ſhall ſeem convenient, to lay reaſonable Tax on the reſpective City, County, Parish or Precinct, for the Maintenance of the Miniſter and Poor of their reſpective Places.

Penalty for neglect of their duty.

And if they ſhall neglect to iſſue their Warrants, ſo as the Election be not made that day, they ſhall reſpectively forfeit five Pounds current Money of this Province. And in caſe the ſaid Free-holders duely ſummoned, as aforeſaid, ſhall not appear, or appearing do not chuſe the ſaid ten Veſtry-men and two Church-Wardens, that then in their default, the ſaid Juſtices ſhall within ten days after the ſaid *Tueſday*, or in any day after, as to them ſhall ſeem convenient, lay the ſaid reaſonable Tax on the ſaid reſpective places, for the reſpective Maintenances aforeſaid. And if the ſaid Juſtices and Veſtry-men ſhall neglect their Duty herein, they ſhall reſpectively forfeit five Pounds current Money aforeſaid.

Penalty for not appearing

And be it further Enacted by the Authority aforeſaid, That ſuch of the Juſtices and Veſtry-men that ſhall not be preſent at the time appointed, to make the ſaid Tax, and thereof be convicted, by a Certificate under the hands of ſuch as do appear, and have no ſufficient Excuſe for the ſame, ſhall reſpectively forfeit five Pounds current Money aforeſaid. And a Roll of the ſaid Tax, ſo made, ſhall be delivered unto the hands of the reſpective Conſtables of the ſaid Cities, County, Pariſhes and Precincts, with a Warrant ſigned by any two Juſtices of the Peace, impowering him or them to levy the ſaid Tax, and upon refuſal, to diſtrain, and ſell by Publick Out-cry, and pay the ſame unto the hands of the Church-Wardens, retaining to himſelf *Twelve Pence per Pound*, for levying thereof,

thereof. And if any Perſon ſhall refuſe to pay what he is ſo aſſeſſed, and the ſaid Conſtables do ſtrain for the ſame, all his Charges ſhall be paid him, with ſuch further allowance for his pains as the ſaid Juſtices or any of them ſhall judge reaſonable. And if the ſaid Juſtice or Juſtices ſhall neglect to iſſue the ſaid Warrant, he or they reſpectively ſhall forfeit five Pounds current Money aforeſaid. And if the ſaid Conſtables, or any of them fail of their Duty herein they ſhall reſpectively forfeit five Pounds current Money aforeſaid. And the Church-Wardens ſo choſen ſhall undertake the ſaid Office, and receive and keep a good Account of the Moneys or Goods levyed by virtue of this Act, and the ſame iſſue by order from the ſaid Juſtice and Veſtry-men of the reſpective Cities, Counties, Precincts and Pariſhes aforeſaid, for the purpoſes and intents aforeſaid, and not otherwiſe. And the Church-Warden ſhall as often as thereunto required, yield an Account unto the Juſtices and Veſtry-men, of all their Receipts and Diſburſments. And in caſe the Church-Wardens or any of them ſhall neglect their Duty herein, they ſhall reſpectively forfeit five Pound current Money aforeſaid, for every refuſal.

Penalty on Church-Wardens for neglect of their duty.

And be it further Enacted by the Authority aforeſaid. That the ſaid Church-Wardens in their reſpective Precincts aforeſaid, ſhall by Warrant as aforeſaid, pay unto the reſpective Miniſters the Maintenance aforeſaid, by four equal and quarterly Payments, under the Penalty and Forfeiture of five Pound currant Money aforeſaid, for each neglect, refuſal or default; The one half of all which Forfeitures ſhall be diſpoſed of to the uſe of the Poor in each reſpective Precinct where the ſame doth ariſe, and the other half to him or them that ſhall proſecute the ſame.

Miniſters to be paid quarterly

Always Provided, and be it further Enacted by the Authority aforeſaid, That all & every of the reſpective Miniſters that ſhall be ſettled into the reſpective Cities, Counties and Precincts aforeſaid, ſhall be called to officiate in their reſpective Precincts, by the reſpective Veſtry-men and Church-Wardens aforeſaid. And alwayes provided, That all former agreements made with Miniſters thro'-out this Province, ſhall continue and remain in their full force and virtue, any thing contained herein to the contrary hereof in any ways notwithſtanding.

Miniſters to be called, and and how.

The following Act was alſo paſſed at the ſame time, viz.

An Act for Confirming and Continuing unto their Majeſtys the Revenue eſtabliſhed by an Act of General Aſſembly made in the fourth year of their Majeſtys Reign, five years longer than the time therein mentioned.

Firſt Seſſions of the Fourth Aſſembly. 5th of *W & M.*

An Act againſt Unlawful By-Laws, and Unreaſonable Forfeitures.

IN all humble manner the Repreſentatives of this their Majeſties Province of *New-York*, ſhow, and complain unto our Excellency, and

and their Majesties Council, That the People of the City of *New-York*, under colour and pretext of their Charter or Custom, or both, have taken upon them to make and publish certain By-Laws, Orders, Ordinations, Regulation, whereby they forbid the bringing of any Flower or Bread, for Exportation, to *New-York*, under the Penalty of Forfeiture of the same, which said City being the principal Port of this Province for the sending forth the Produce and Manufacturage thereof, and the chief Market within the same, they thereby, not only prohibit the importation and selling such Flower and Bread at the same City, and obstruct and hinder all Bolting of Flower and Baking of Bread for Exportation, which are lawful Mysteries, Crafts and Trades, in all other parts of the Province, but also arrogate to themselves the sole Bolting, Baking, Using, Making and Selling of all such Flower and Bread, raised or to be produced within the Province, and under colour and pretence of the said Orders, By-Laws, Ordinances, and Regulations, have taken, condemned and converted to their own Uses, divers Quantities of Flower belonging to several of their Majesties good Subjects of this Province. All which being contrary to Law, to the grievous Damage and Impoverishing of many of their Majesties good People, and the said By-Laws and Orders unreasonable, and of evil, dangerous and pernicious Consequence to all their Majesties Subjects of the Province, They therefore most earnestly pray that it may be Enacted, *And it is hereby Enacted by his Excellency, the Council, and the Representatives of this their Majesties Province in General Assembly met and Assembled, and by the Authority of the same,* That the said pretended By-Laws, Orders, Ordinances, or Regulations, of the People of *New-York*, aforesaid, made in the Name of the Mayor, Aldermen and Commonalty of the City of *New-York*, or in or by any other Name or Stile whatsoever, and everey clause or thing in the same, or any other Rule, Order or Ordinance contain'd in any wise concerning the Restraint of Bolting of Flower, Baking of Bread, or importing of Flower or Bread to *New-York*, aforesaid, or concerning or relating to the Prohibition, Obstruction or Hindrance of the using, practising or injoying of any other lawful Trade, Mystery or Occupation, or against the Importing in or to, or Exportation from the City of *New-York*, or any other lawful Port in this Province, any Wine, Corn, Flower, Bread, Flesh, Fish, Victuals, Wares, Merchandizes, and all other things vendable, and not by the common Law or Satutes of the Realm prohibited; and all Process, Proceedings, Judgments and Executions thereupon, hereafter to be issued, ordered, entered, published or executed, shall be utterly void and holden for none; and they are hereby declared void and null to all intents and purposes whatsoever, any pretended By-Laws, or Order, Ordinance, Custom, Usage or Practice to the contrary hereof in any wise notwithstanding.

The By-Laws of the City of New-York declared void,

And be it further Enacted by the Authority aforesaid, That if at any time after the making and publishing of this Act, any Officer, or Minister, or other Person or Persons whatsoever shall presume, by or under colour of any such pretended By-Laws, Orders Ordinances, or Regulations, to take, seize, condemn or convert to his or their own use or uses,

uſes any Flower or other Goods or Merchandizes whatſoever, not by Law prohibited at any time to be imported to or exported from the ſaid City of *New-York*, or any other lawful Port in this Province, he, they and every of them ſhall forfeit to the Owner of ſuch Flower, Bread, and other Goods or Merchaandizes tribble the Value of the Flower, Bread, or other Goods or Merchandizes ſo to be taken, ſeized, condemned or converted, as aforeſaid, and alſo, his tribble Coſts, to be recovered by Action of Debt, in any of their Majeſties Courts within this Province, wherein no Eſſoyn, Proteſtation or Wager of Law, nor any more than one Imparlance ſhall be allowed. *Provided always, and it is the true Intent and Meaning of this Act*, That no Officer, Miniſter, or other Perſon or Perſons, ſhall at any time be impeached, proſecuted, condemned, troubled, diſquieted, by virtue of this Act, or upon any Conſtruction or Interpretation of the ſame, for any fact, Matter or thing acted, done perpetrated or committed at any time before the making and publication hereof, but that ſuch Officers, Miniſters, or other Perſon or Perſons, as to any ſuch fact, Matter of thing heretofore acted, done, perpetrated or committed, ſhall be and remain in ſuch plight, ſtate and condition as if this Act, and every Clauſe therein contained, had never been made, any thing before herein expreſſed to the contrary hereof in any wiſe notwithſtanding.

Penalty for ſeizing Bread and Flower.

The following Acts were alſo Paſſed at the ſame Time, viz.

An Act Confirming and Continuing an Act of General Aſſembly made in the fourth year of their Majeſties Reign, entituled, *An Act for the ſatisfying and paying the Debts of the Government one year longer than the term therein mentioned.*

An Act for the raiſing and paying One Hundred and Seventy Men for ſecuring the Frontiers at *Albany*.

An Act to enable the City and County of *Albany* to defray their neceſſary Charge.

An Act for ſetling Pylotage for all Veſſels that come within *Sandy Hook*.

Acts paſſed in the Second Seſſions of the Fourth Aſſembly, viz.

An Act for Confirming and Continuing an Act of General Aſſembly made in fourth year of their Majeſties Reign, entituled, *An Act for the ſatisfying the Debts of the Government*, One year longer than the time mentioned for its laſt Continuance; To be imployed for the Re-building their Majeſties Chappel in the Fort, the Mounting of ſixteen great Guns, and the defraying the Debts of the Government.

An Act for raiſing and paying One Hundred Men for the Re-inforcement of the Frontiers in the City and County of *Albany*.

An Act to enable *Iſaac Lanſen* to erect and ſet up a Mill for making Linſeed Oyl.

Acts paſſed in the Firſt Seſſions of the Fifth Aſſembly, in June 10. 1695. in the 7th year of *William* and *Mary*.

An Act for raiſing Eight Hundred Pounds for the paying and maintaining of the Officers and Souldiers imployed for the ſecuring of the Frontiers.

An

An Act to enable the City of *New-York* to Relieve the Poor and defray the neceſſary and publick Charge.

An Act to enable the City and County of *Albany* to defray their neceſſary Charge.

An for Continuing the Poſt-Office.

An Act for the Encouraging of Sea-men.

Second Seſſions of the Fifth Aſſembly, 7th of *W.* & *M.*

An Act againſt *Prophanation* of the Lords Day, call'd *Sunday.*

Confirm'd the 11th of May, 1697.

WHereas the true and ſincere Service and Worſhip of God, according to his Holy Will and Commandments, is often Prophaned and neglected by many of the Inhabitants and Sojourners within this Province, who do not keep holy the Lords Day, but in a Diſorderly manner, accuſtom themſelves to *Travel*, *Labouring*, *Working*, *Shooting*, *Fiſhing*, *Sporting*, *Playing*, *Horſe-Racing*, *frequenting*, *of Tippling-houſes*, and the uſing many other *Unlawful Excerciſes* and *Paſtimes* upon the Lords day, To the great ſcandal of the holy *Chriſtian Faith*, *Be it therefore Enacted by the Governour, and Council, and Repreſentatives Convened General Aſſembly, and by the Authority of the ſame*, That from and after forty days next after the Publication hereof, there ſhall be *no Traveling*, *Servile Labouring* and *Working*, *Shooting*, *Fiſhing*, *Sporting*, *Playing*, *Horſe-Racing*, *Hunting* or *frequenting of Tippling-houſes* or the uſing of any other *Unlawful Exerciſes* or *Paſtimes* by any of the Inhabitants or Sojourners within this Province, or by any of their Slaves or Servants, on the Lord day, and that every Perſon or Perſons offending in the premiſes, ſhall forfit for every Offence the Sum of *Six Shillings* Current Money of this Province, the ſame to be imployed and collected to the uſe of the Poor of the place where ſuch Offence ſhall be committed. And that any one Juſtice of the Peace within the ſeveral reſpective Cites and Counties within this Province where ſuch Offence ſhall be committed, upon his or their View, Confeſſion of the Party or Proof of any one or more Witneſſes, by Oath, which the ſaid Juſtice, by Virtue of this Act, is authorized to adminiſter, ſhall find any Perſon or Perſons Offending in the Premiſes, the ſaid Juſtice ſhall give Warrant under his Hand & Seal, to the Conſtables of the reſpective places where ſuch Offence is committed, to levy the ſaid Penalty ſo to be aſſeſſed, by way of Diſtreſs and Sale of the Offenders Goods, rendring to the ſaid Offender the Over-plus of the ſaid Money raiſed of the Goods ſo to be ſold, if any be. And in default of ſuch Diſtreſs, that the Party offending to be ſet publickly in the Stocks by the ſpace of three hours. But if the Offender of the Premiſes be either an *Indian* or *Negro Slave*, or a *Servant*, ſhall for each ſuch Offence whereof he or they ſhall be convicted of, as aforeſaid, forfeit the Sum of *Six Shillings current Money*, as aforeſaid.

Penalty for uſing ſervile Labour on the Lords Day.

And how to be recovered,

In default of payment to be ſet in the Stocks.

But

but in *default of not paying*, then the *Indian*, *Negro Slaves* and *Servant* offending in the Premiſſes, ſhall receive *thirteen Lashes upon the naked back*, for each *Offence* committed by ſuch *Indian* or *Negro Slave* & *Servant*, as aforeſaid And that if any Perſon or Perſons be ſued for the *Execution of this Law*, he ſhall and may plead the *General Iſſue*, and give ſaid *Matter of Juſtification* in *Evidence*. *Provided*, That no Perſon be ſued or queſtioned by this Act, except he be called in queſtion within one Moneth next after the ſaid offence be committed. *And Provided alſo*, That it ſhall be lawful for any Perſon to travel upon the Lords day, or to do any Act of Neceſſity, and to go to the Service and Worſhip of God in any Church or lawful Meeting within this Province, and from thence to return; *Provided*, ſuch Journey ſhall not exceed the number of *Twenty Miles*: and alſo *Provided*, That it ſhall be lawful for the *Poſt*, or any other Perſon imployed in his *Majeſty's Service*, or for any Perſon imploy'd to bring a *Phyſitian* or a *Midwife*, to travel upon the Lords Day, any thing contained herein to the contrary in any ways notwithſtanding. *Provided*, That this Law ſhall no ways extend to any *Native* or *free Indian* within this Province, not profeſſing the *Chriſtian Religion*.

Negro Slaves to receive 6 Laſhes.

Perſons may

travel 20 mile to Church or Meeting.

The following Acts were alſo Paſſed at the ſame Time, viz.

An Act for raiſing the Sum of Eight Hundred ſixty four Pounds and Fifteen Shillings for paying and maintaining a Company of Fuzileers imployed on the Frontiers from the firſt of *Auguſt* till the 12th of *March* next.

An Act for the Eſtabliſhment for the pay of a Company of Fuzileers imploy'd on the Frontiers under the Command of Major *Schuyler*, &c.

An Act for raiſing the Sum of Seven Hundred Pounds to enable his Excellency to keep the Men that are now in the Companies appointed by his Majeſty, and to encourage others to liſt themſelves in the ſame.

An Act for the raiſing One Thouſand Pounds to be imployed by an Agent for the Repreſentation of the ſtate of the Province.

An Act for Confirming and Continuing an Act, entituled, *An Act for eſtabliſhing Courts of Judicature*, &c.

An Act for the Regulating the Retaining Attorneys at Law.

Acts paſſed in the Third Seſſions of the Fifth Aſſembly, *March* 12. 1696. in the 8th year of *William* the 3d.

An Act for Raiſing One Hundred and Twenty effective Men, to be imployed by his Excellency for the Re-inforcing the Frontiers at *Albany*.

An Act for the Confirming and Continuing an Act made in the fourth year of his Majeſties Reign, entituled. *An Act for the ſatisfying and paying the Debts of the Government*, 18 Months longer than the time therein mentioned.

An Act for the better enabling the Executors of *Thomas Lloyd*, Eſq; deceaſed, for ſelling of Land for the payment of Debts and Portions, &c.

Acts paſſed in the Fourth Seſſions of the Fifth Aſſembly, *viz.*

An Act for the Raiſing One Hundred Men to be liſted in his Majeſty's three Companies poſted at *Albany* for the ſecurity of the Frontiers, and for the raiſing Twelve Hundred Pounds for the encouraging ſuch as ſhall liſt themſelves in the ſaid Companies, &c.

An Act to Vacate a Deed of Truſt executed by *John Robinſon* & *Margaret* his Wife.

Fifth Seſſions of the 5th Aſſembly. 9th of *W.* 3d. 1697.

An Act for the Raiſing a yearly Rate to pay the reſpective Collectors in each reſpective City and County in this Province, for their pains in collecting and paying the Publick Rates and Taxes.

Confirm'd the 5 September, 1700.

WHereas the reſpective Cities and Counties within this Province have neglected to make an annual Rate for the ſatisfying the Collectors for the charge and trouble in the collecting and paying the publick Taxes raiſed in their reſpective Cities and Counties, to the great hurt and loſs of thoſe Collectors that have been imployed in the ſaid Service, as well as the great delay in the paying of the ſaid Taxes unto his Majeſties Collectors, Receiver General. To the end thereof that the ſame may be removed, *Be it Enacted by his Excellency the Governour and Council and Repreſentatives convened in General Aſſembly, and by the Authority of the ſame,* That there ſhall be laid and aſſeſſed annually and once every year, a certain Rate in each reſpective City and County, within the ſaid Province, for the paying and ſatisfying the reſpective Collectors of the publick Taxes within their reſpective Limits and Precincts in their reſpective Counties, according to ſuch Agreement as the reſpective Juſtices of the reſpective Cities and Counties, within this Province, ſhall make with the ſeveral Collectors in the reſpective Cities and Counties, aforeſaid, *Provided,* the ſame ſhall not exceed *Nine Pence per Pound,* unleſs *Queens-County,* who may raiſe a Rate for the ſatisfying the Arrears due to their reſpective Collectors within the ſaid County.

The following Acts were alſo paſſed at the ſame time, viz.

An Act for the Raiſing the Sum of Two Thouſand Three Hundred Pounds to enable his Excellency to ſecure the Frontiers at *Albany,* and for Recruiting his Majeſty's three Companies poſted there.

An Act for the Confirming and Continuing two Acts paſt in th 5th and 7th years of his Majeſty's Reign for the Eſtabliſhing Courts of Judicature, &c.

An Act to Enable the City and County of *Albany* to defray their neceſſary Charge.

First

First Sessions of the 6th Assembly, 10th of *Wm.* 3d. 1699.

A Bill for preventing Vexatious Suits, and settling & quieting the Minds of his Majesty's peaceable Subjects within this Province.

Confirmed the 20 May, 1708

WHereas upon the News of the late happy Revolution, and his Majesties glorious Enterprize to Rescue the Kingdoms of *England*, *Scotland* and *Ireland*, and the Dominions thereunto belonging, from *Popery*, *Slavery* and *Arbitrary Power*, several Persons well affected to his *Majesty's Person*, the *Protestant Religion*, and the *good of their Country*, *in this Province*, did according to the most noble Example of the great People of *England*, declare for their Deliverer, and for this his Service took upon them the Government of this Province, and appointed Captain *Jacob Leysler* Commander in chief thereof, until his Majesty's Pleasure should be known therein, who was afterwards confirmed in the said Command by his *Majesties Royal Letter* dated the Thirtieth day of *July*, One Thousand Six Hundred Eighty Ninty, and by Virtue thereof, kept the *Administration of the Government* until the arrival of Coll. *Henry Slaughter*, his Majesty's late Captain General of this Province. And whereas the Persons, aforesaid, through the exigence of the War, and the continual Troubles raised by *Persons disaffected to his Majesty's Person and Government*, were by inevitable necessity constrained, for the Preservation of this Province, to take and seize, and secure several *disaffected Persons*, and enter into the Possessions and Houses of several Merchants, and other, and there took several *Goods*, *Wares*, and *Merchandizes*, which were imployed for *his Majesties Service*, and the *Defence of this Province*, in all which *Force*, *Violence* and *defect of form*, was *unavoidable*, which in a time of Peace and common Safety would not have been warrantable, yet were *necessary* and allowable in regard of the *Exigence of the publick Affairs*, and ought to be justified, and the Persons, therein concerned indemnified, nevertheless some *Persons ill affected to his Majesties Government*, and the *Safety and welfare of this Province*, have commenced and Prosecuted, and threaten to commence and Prosecute Actions and Suits against his *Majestys good Subjects* for and by reason of their actings and doings aforesaid. Therefore for *preventing the Trouble and Charges* which the said good Subjects might be put to, by the means of such Vexatious Suits, the Representatives convened in General Assembly taking the same into their serious Consideration, and an Act of Parliament made in the first year of *William* and *Mary*, entituled, *An Act for preventing vexatious Suits against such as acted in order to the bringing in their Majesties, and for their Service*, and the effectual Remedies therein prescribed, would be of great use in this Province, *Be it therefore Enacted, and it is hereby Enacted by the Governour, Council and Representatives in General Assembly*,

bly Convened, and by the Authority, of the ſame, That all *Perſonal Actions, Suits, Moleſtations* or *Proſecutions* whatſoever, and *Judgments* and *Executions* had thereupon, for or by reaſon of the Premiſes, or any matter or thing adviſed, commanded, appointed, happened or done in the *late happy Revolution in this Province,* for their *Majeſties Servite,* and the *Safety of this Government,* be and are hereby Diſcharged. And if any Action or Suit hereby declared, or intended to be diſcharged, ſhall be commenced or Proſecuted, every Perſon ſo ſued may plead the *general Iſſue,* and give this Act and the ſpecial matter in Evidence; and if the Plaintiff ſhall become Non-ſuited, or forbear further Proſecution, or ſuffer Diſcontinuance, or if a Verdict Paſs againſt him, the ſaid Defendant ſhall recover his double Coſts, for which he ſhall have the like Remedy as in caſe where Coſts by Law are given to Defendants.

All Suits and Actions diſcharged.

Confirm'd the 5 of Septemb. 1700.

A Bill for the Regulating Elections of Repreſentatives in General Aſſembly in each reſpective City and County within this Province.

WHereas of late the Election of Repreſentatives to ſerve in Aſſembly in the reſpective Cities and Counties of this Province, have been managed with *great Out-rage, Tumult* and *Deceit* to the *grievous Oppreſſion,* and *depriving of the Subject* of his *cheefeſt Birth-right,* in chuſing of his Repreſentatives in Aſſembly. For Remedy whereof for the time to come, and that the *Subject may freely enjoy his undoubted Right* of electing his Repreſentatives, without *Diſturbance* or *moleſtation, Be it Enacted by his Excellency the Governor and Council, and Repreſentatives convened in General Aſſembly, and it is hereby Enacted by the Authority of the ſame,* That the Repreſentatives of the Cities and Counties, to be choſen within this Province, to come to the *Aſſembly of our Lord the King in this Province,* hereafter to be holden, ſhall be choſen in every City and County and Mannor of this Province, who have Right to chuſe, by *People dwelling and reſiding in the ſame Cities, Counties and Manners,* whereof every one of them ſhall have Land or Tenements improved to the value of *Forty Pounds* in Free-hold, free from all Incumbrances, and have poſſeſſed the ſame *three Moneths* before the Teſt of the ſaid Writ; and they which ſhall be choſen ſhall be *Dwelling and Reſident* within the ſame *Cities, Counties and Mannors*; and ſuch as have the *greateſt Number* of them, who ſhall have Lands or Tenements improved to the value of *Forty Pounds* in free-hold, *free from all Incumbrances,* as aforeſaid, ſhall be Returned by the Sheriffs of every *City, Counties* and *Mannors,* Repreſentatives for the Aſſembly, by Indentures ſealed betwixt the ſaid Sheriffs and the ſaid Chuſers, ſo to be made. And every Sheriff of this Province ſhall be hereby Impowered and have Authority to examine upon Oath every ſuch Chuſer, whether he be qualified, by having ſuch an Eſtate, as aforeſaid, to chuſe. And if any Sheriff ſhall return Repreſentatives to come to the Aſſembly, contrary to the intent of this Act, and thereof be convict in the ſupream Court of this Province, ſhall incur the Pain and Forfeiture of *Fifty Pounds,* to the Uſe of our Lord the King, his Heirs

The Qualification of Electors.

Penalty on Sheriffs for falſe Return.

Heirs and Succeſſors. And the *Repreſentatives* return'd contrary to this Act, ſhall not be qualified to ſit in Aſſembly, and ſhall looſe their Wages.

And whereas the *Free-holders*, and others, in their *right of Election*, as alſo the *Perſons*, by them *elected* to be their *Repreſentatives*, have heretofore been greatly injured and abuſed, Now for Remedying of the ſame, and preventing the like for the future, *Be it further Enacted by the Authority aforeſaid*, That when any New Aſſembly ſhall at any time hereafter be ſummoned or called, there ſhall be forty days between the *Teſt* and *Return of the Writs of Summons*; and that the Secretary or Clerk of the Crown of this Province, ſhall iſſue out the Writs, for the *Election of Repreſentatives*, to ſerve in the ſame Aſſembly, with as much expedition as the ſame may be done; and the Writs ſhall be ſealed and delivered to the reſpective Sheriffs of the Cities and Counties aforeſaid; and that every ſuch Sheriff, upon the Receipt of the ſame Writ, ſhall upon the back thereof, endorſe the day he received the ſame, and within ſix days after he hath received the ſaid *Writ of Election*, ſhall cauſe *publick Notice* to be given of the *Time* and *Place of Election*, and give ſix days Notice, at leaſt, of the *day appointed*, to the Conſtable of each Town within his Bailwick, to be by the ſaid Conſtables affixed to the moſt Publick Place of each Town, as aforeſaid, for the Election.

40 days to be between the Teſt & Return of the Writ.

Writ to be endorſed, and publick notice given of time and Place of Election.

And be it further Enacted by the Authority aforeſaid, That neither the Sheriff or Under-Sheriff in any City or County within this Province ſhall give, pay, receive or take any *Fee*, *Reward* or *Gratuity* whatſoever, for the making out, Receipt, Delivery, Return or Execution of any ſuch *Writ* or *Precept*.

No Fee to be received for the Execution of the Writ.

And be it further Enacted by the Authority aforeſaid, That upon every Election to be made of any *Repreſentative* to ſerve in this or any future Aſſembly, the Sheriff of the City or County where ſuch Election ſhall be made, ſhall hold his Court for the ſame Election at the *moſt publick & uſual Place of Election* within the ſaid City or County where the ſame has moſt uſually been made. And in caſe the ſaid Election be not determined upon the view, with the conſent of the Electors there preſent, but that a *Poll* ſhall be required for the *Determination* thereof, then the ſaid Sheriff, or in his abſence, his Under-Sheriff, with ſuch others as ſhall be deputed by him, ſhall forthwith there provide to take the ſaid *Poll* in ſome *Open or Publick Place or Places* by the ſame Sheriff, or his Under Sheriff, as aforeſaid, in his abſence, or others appointed for the taking thereof, as aforeſaid.

Election to be in the moſt publick place.

A Poll to be allowed.

And for the more due and orderly proceeding in the ſaid Poll, the ſaid Sheriff, or in his abſence, his Under-Sheriff, or ſuch as he ſhall depute, ſhall appoint ſuch *number of Clerks* as to him ſhall ſeem meet and convenient for taking thereof, which *Clerks* ſhall all take the ſaid *Poll*, in the *Preſence of the ſaid Sheriff, or his Under-Sheriff*, or ſuch as he ſhall depute; & before they begin to take the ſaid Poll, every Clerk ſo appointed ſhall by the ſaid Sheriff, or his Under-Sheriff, as aforeſaid, be ſworn, *Truly and Indifferently to take the ſame Poll, and to ſet down the Names of each Elector, and the place of his Free-hold, and for whom he ſhall poll, and to poll no Elector who is not ſworn, if ſo required by the Candidates,*

Clerks to be appointed to take the Poll.

The Clerks Oath.

or any of them then and their Preſent, (Which Oath of the ſaid Clerks, the ſaid Sheriff, or his Under-Sheriff, or ſuch as he ſhall depute, are hereby impowered to adminiſter) And the Sheriff, or in his abſence the Under-Sheriff, as aforeſaid, ſhall appoint for each Candidate ſuch one Perſon as ſhall be nominated to him by each Candidate then and there preſent, to be *Inſpectors of every Clerk*, who ſhall be appointed for taking of the Poll. And every *Elector*, before he is admitted to Poll, at the ſame Election, ſhall, if required by the Candidates, or any of them, firſt take the Oath herein after-mentioned, which Oath the ſaid Sheriff, by himſelf or his Under Sheriff, or ſuch ſworn Clerk by him appointed for taking of the ſaid Poll, as aforeſaid, are hereby authorized to adminiſter, *viz.*

Inſpectors of the Clerks.

The Electors Oath.

YOu ſhall Sware, that you are a Free-holder for the County of and have improved Land or Tenement to the value of Forty Pounds, lying at within the ſaid County of Free-hold, And that you have not been before Polled at this Election, nor have you procured this free-hold to gain your Voice in this Election. So help you God.

And in caſe any Free-holder, or any other Perſon taking the ſaid Oath, ſhall thereby commit willful corrupt Perjury, and be thereof convicted, or if any Perſon do unlawfully or corruptly procure or ſubborn any Free-holder, as aforeſaid, or other Perſon, and ſhall be thereof convicted, he and they for every ſuch Offence ſhall incur the like pains and penalties as are in and by one Act of Parliament made in the fifth year of the Reign of the late Queen *Elizabeth*, entituled, *An Act for punishment of ſuch Perſons, as ſhall procure or commit any willful Perjury*, enacted againſt all ſuch who ſhall commit willful Perjury, or ſubborn or procure any Perſon to commit any unlawful and corrupt Perjury, contrary to the ſaid Act.

Perjury to take ſaid Oath falſly.

And be it further Enacted by the Authority aforeſaid, That the ſaid Sheriff, or in his abſence his Under-Sheriff, or ſuch as he ſhall depute, as aforeſaid, ſhall at the ſame place of Election, proceed to the polling all the Elections then and there preſent, and ſhall not adjourn the Poll, then and there held, to any other Town or place within the ſame county, without the conſent of the Candidates then and there preſent, nor ſhall by any unneceſſary adjournment in the ſame place of Election protract or delay the Election, but ſhall duly and orderly proceed in the taking of the ſaid Poll, from time to time, from day to day, without any further or other Adjournment, without the conſent of the Candidates then and there preſent, until all the Electors then and there preſent, ſhall be poled, and no longer.

Poll not to be adjourndd without conſent of Candidates.

And be it further Enacted by the Authority aforeſaid, That every Sheriff, Under-Sheriff, or other deputed by him, to whom the Election ſhall belong, for the electing of Repreſentatives to ſerve in Aſſembly, ſhall forth-with deliver to ſuch Perſon or Perſons, as ſhall deſire the ſame a Copy of the Poll, taken at ſuch Election, paying only a reaſonable Charge for writing the ſame. And every Sheriff, Under-Sheriff, or other Perſon deputed by him, to whom the Execution of any Writ or Precept for electing Repreſentatives to ſerve in Aſſembly, doth belong, for

The Sheriff ſhall deliver Copies of the Poll.

for every willful Offence, contrary to this Act, ſhall forfeit to every party ſo grieved the Sum of *Thirty Pounds*, to be recovered by him or them, his or their Executors or Adminiſtrators, together with full Coſts of Suit, and for which he or they may ſue by Action of Debt, Bill, Plaint or Information in any Court of Record in this Province where no Eſſoyn, Protection, Wager of Law, Priviledge or Imparliance ſhall be admitted or allowed.

Penalty on the Sheriff.

And be it further Enacted by the Authority aforeſaid, That no Perſon whatſoever, being under the Age of Twenty one Years, ſhall at any time hereafter be admitted to give his Vote for Election of any Repreſentative or Repreſentatives to ſerve in this or any future Aſſembly. And that no perſon hereafter ſhall be capable of being elected a Repreſentative to ſerve in this or any future Aſſembly, who is not of the Age of Twenty one Years. And every Election or Return of any Perſon under that age, is hereby declared to be null and void. And if any ſuch Minor, hereafter choſen, ſhall preſume to ſit or vote in Aſſembly, he ſhall incur ſuch *Penalties* & *Forfeitures* as if he had *preſumed* to ſit & vote in Aſſembly, without being choſen and returned. *Always provided*, That the Free-men in the Corporations of the Cities & Counties of *New-York*, and *Albany* have liberty to vote in their reſpective Corporations, provided that they have been Free-men of the ſaid Corporations, and have actually dwelt there three Moneths before the Teſt of any ſuch Writ of Election, in manner aforeſaid, ſhall be iſſued out, any Uſage, Cuſtom or Law to the contrary hereof, any wiſe notwithſtanding.

Electors to be 21 years of age.

Free-men of Corporations have liberty to vote.

And always Provided, That nothing herein contained ſhall be conſtrued to bar any Repreſentative of this Aſſembly, of his right of ſitting therein, ſo long as the ſame ſhall continue, any thing to the contrary hereof, in any ways notwithſtanding.

A Bill to Enable the reſpective Towns within this Province to Build and Repair their *Meeting-houſes* and other *Publick Buildings*.

WHereas the ſeveral and reſpective Towns within this Province are at a great loſs for want of publick Buildings for the Worſhip and Service of God, as well as for other neceſſary publick Services. To the end therefore that each reſpective Town within this Province may be enabled to erect publick Buildings for the Worſhip of God, and other publick Services, *Be it Enacted by his Excellency and Council and Repreſentatives convened in General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That the Truſtees of each reſpective Town within this Province, or ſuch other Perſons who ſhall be yearly elected by the major part of the Free-holders of each reſpective Towns within this Province, ſhall be hereby impowered annually or once a year to make a yearly Rate, either for the erecting of a publick Edifice or Church for the Worſhip and Service of God, where the ſame is wanting, or for any other publick Buildings, Town-houſes and Goals, for the publick Service of the

Truſtees to make a yearly Rate.

the Town, which Rate shall be laid upon all and every the Free-holders, Inhabitants and Sojourners in each respective Town aforesaid, according to such manner, and in such form as the other publick Rates are established, for the defraying the publick Charges of each respective County within this Province. And the Assessors and Collectors of the respective Towns aforesaid, are hereby required to execute their Duties accordingly. And if any Person or Persons within any of the said respective Towns, who shall be rated, assessed, as aforesaid, shall refuse to pay or contribute their proportion so rated and assessed, then it shall be lawful for the Collector of the said Town, where such refusal shall happen, to levy the same by Distress upon the Goods and Chattels of them or him so offending, by Warrant under the hand and seal of the Justice of the Peace of the Town where the Offence shall be. And all and every the publick Rates hereby established, shall by the Trustees, or such others Persons who shall be yearly elected by the major part of the Free-holders, as aforesaid, be only imployed to the building and repairing of the said publick Edifices and Buildings, and to no other use, purpose or intent whatsoever, any thing to the contrary hereof in any wise notwithstanding.

In case of Refusal Distress to be made.

Provided, and be it Enacted by the Authority aforesaid, That the Precinct of *Bridge-Hampton*, commonly called *Segaboneck* and *Mecoxe*, within the Town of *Southampton*, shall forever hereafter be *esteemed* a *distinct Parish* from the said Town of *Southampton*, and have and enjoy all the *Priviledges* and *Benefits* of a distinct Parish for the building and erecting of a *Publick Edifice*, with its appurtenances, for the *Publick Service of God*, according to the true intent and meaning of this Act; and that they are hereby impowered and authorized to lay Rates upon their respective *Free-holders*, *Inhabitants* and *Sojourners* within the said Precincts of *Bridge-hampton*, in as full and ample manner as if the said Precinct were a seperate and distinct Town within this Province, any thing contained in the Grant of *Southampton*, to the contrary hereof in any ways notwithstanding.

Bridg-Hamp. to be a distinct Parish.

A Bill for the Vacating, Breaking and annulling several Extravagrant Grants of Land made by Coll. *Benjamin Fletcher* late Governour of this Province under his Majesty.

Confirm'd the 20 May, 1708

WHereas their Excellencies the Lords Justices of *England* have by their Instructions unto his Excellency the Governour, bearing date the Tenth Day of *November*, One Thousand Six Hundred Ninety Eight, directed to his said Excellency, To use all legal means for the *breaking of extravagant Grants of Land in this Province*. And whereas there is an *Extravagant Grant of Land*, sealed with the Seal of the Province, made by Coll. *Benjamin Fletcher*, the late Governour of this *Province* under his *Majesty*, unto Mr. *Godfrey Dellius*, bearing Date the Third Day of *September*, One Thousand six Hundred Ninety Six, and *Registered* in the *Secretary's Office*, containing a certain Tract of Land lying upon the East-side of *Hudsons River*, between the Northernmost

Bounds

Bounds of *Saraghtogo* and the Rock *Roſſian*, containing about Seventy Miles in length, and goes backward into the Woods from the ſaid *Hudſons River*, Twelve Miles, until it comes unto the *Wood-Creek*, and ſo far as it goes, be it Twelve Miles, more or leſs from *Hudſons River*, on the eaſt ſide, and from ſaid Creek by a line Twelve Miles diſtant from ſaid River. *To have and to hold the ſaid Land and Appurtenances* unto him the ſaid *Godfrey Dellius* his Heirs and Aſſigns forever, under the Rent reſerved of *One Raccoon skin per annum.* Land granted to Godfrey Dellius.

And whereas there is another *extravagant Grant of Land* made, as aforeſaid, unto the ſaid *Godfrey Dellius, William Pinhorn and Evert Banker, &c.* ſealed alſo, with the Seal of the Province, bearing Date the One & Thirtieth day of *July*, One Thouſand Six Hundred Ninety Seven, and likewiſe *Regiſtered* in the *Secretary's Office*, containing a certain Tract of vacant Land, *lying upon Mohaquas River*, above a place commonly called and known by the Name of *Orackee*, beginning from a place called by the Natives *Owendiere*, and runs up a long the ſaid River about Fifty Miles, more or leſs, to a place called *Arach Sochne*, and extending in breadth between the ſaid places *Owendiere* and *Arach Sochne*, Two Miles, on each ſide of the River, as it runs, *To have and to hold the ſaid Tract of land and Appurtenances* unto the ſaid *Godfrey Dellius, Evert Banker, William Pinhorn, &c.* their Heirs and Aſſigns forever, under the reſerved Rent of *One Beaver* skin for the firſt ſeven years, and *five Beaver skins yearly* forever thereafter. That it having appeared before the houſe of Repreſentatives convened in General Aſſembly, that Mr. *Godfrey Dellius* has been a principal Inſtrument in deluding the *Maquaas Indians*, and illegal and ſurrepetitious obtaining of ſaid Grant, that he ought to be, and is hereby ſuſpended from the exerciſe of his Miniſterial Function in the City and County of *Albany*. G. Dellius and company.

And whereas there is another extravagant Grant of Land, made in manner aforeſaid, unto Coll. *Nicholas Bayard*, bearing date the Twelfth day of *December*, One Thouſand Six Hundred Ninty Five Six, and *Regiſtered* in the *Secretary's Office*, containing a certain Tract of Land, ſcituate, lying and being upon the Creek commonly called and known by the name of *Skohare*, which runs into the *Maquaas-River*, about twenty four Miles above *Schenactady*, beginning at the mouth of the ſaid Creek from the Indian fields called *Jeandarage*, and extending upwards on both ſides of the ſaid Creek to the head or firſt Spring thereof, where it ends, at or near the Hill, commonly known by the Name *Kanjearagore*, the whole being bounded on the North by the ſaid Indian fields of *Jeandarage*, on the Eaſt and Weſt by the Ridge of *Hills*, and South by the Hill *Kanjearagore*, and the ſame erected into a *Lordſhip or Mannor*, by the name of *The Mannor of King-field*, *To have and to hold the* ſaid Tract of *Land* and *Lordſhip*, or *Mannor of King-field*, and Appurtenances, unto him the ſaid *Nicholas Bayard*, his Heirs and Aſſigns forever, under the reſerved Rent of *one Otter skin per annum.* Coll. Bayards Tract.

And whereas there is another *extravagant Grant of Land* made in manner aforeſaid, unto Capt. *John Evans*, bearing date the Twentieth day of *September*, One Thouſand Six Hundred Ninty Four, *Regiſtred* Capt. John Evans's Tract.

in the *Secretary's Office*, containing all that Tract and parcel of Land, ſcituate, lying and being upon the Weſt-ſide of *Hudſons River*, beginning from the South-ſide of the Land called the *Palſe*, now inhabited by *French-men*, and extending thence Southerly along the ſaid *Hudſons River*, to the Land belonging to the Indians at the *Murderers Kill*, and extending Weſt-ward to the foot of the high Hills, called, *Pitkiskaker* and *Aiaskawaſting*, and thence extending Southerly all along the ſaid Hills, and the River called *Peakadaſank* to a Water-Pond lying upon the ſaid Hills, called *Merchary*, comprehending all thoſe Lands, Meadows and Woods called *Neſcotonck*, *Chawangen*, *Memoraſink*, *Kakogh*, *Getawan*, *Armurk*, *Gillatawogh*, and all and every of them, and the ſame erected into Mannor and Lordſhip of *The Mannor Fletcherdon*. *To have and to hold* the ſaid Tract of Land & *Mannor of Fletcherdon*, with the Appurtenances, unto the ſaid *John Evans*, his Heirs and Aſſigns forever, under the Rent reſerved of *Twenty Shillings* and *one fat Buck per annum*.

Freſh-Water and Swamp.

And whereas there is another *extravagant Grant of Land*, made in manner aforeſaid, unto the ſaid *John Evans*, bearing date the Nineth day of *Auguſt*, One Thouſand Six Hundred Ninety Four, *Regiſtred* in the *Secretary's Office*, containing a certain Swamp and freſh-Pond called, *The Freeh Water*, and adjacent to the Kings Farm, formerly called the *Dukes Farm*, on the Iſland *Manhattans*, beginning at a ſtake ſet in the ground on the ſouth-ſide of the ſaid Pond, and at the North-eaſt corner of the Land belonging to *William Merrit*, thence it rangeth along the South-ſide of the ſaid Swamp and Pond by the Upland to the Beech on the Eaſt-ſide of *Hudſons River*, ſo along the Beech to the Upland, thence croſſing a ſmall gut of ſaid Swamp to the Land on the Eaſt-ſide thereof, thence by the ſaid Land as is runs, to the Eaſt-ſide of the Tan-yard, and thence to the place where begun, *To have and to hold* the ſaid certain Swamp and Pond and Appurtenances unto him the ſaid *John Evans* his Heirs and Aſſigns forever, under the yearly reſerved Rent of *one Pepper Corn*.

The Kings Farm.

And whereas there is another *extravagant Grant* of the *Kings Farm*, in manner aforeſaid, being a Leaſe or Demiſe of the ſaid Farm unto the Church-Wardens and Veſtery-men of *Trinity Church*, for Seven years from the Date thereof, being the Nineteenth day of *Auguſt*, One Thouſand Six Hundred Ninety Seven, *Regiſtered* in the *Secretary's Office*, *To have and to hold* the ſaid Farm and Appurtenances unto the ſaid Church-wardens and Veſtry-men of *Trinity Church*, their Succeſſors and Aſſigns, from the term of Seven years from the date aforeſaid, until the ſaid term of Seven years be fully ended, under the yearly reſerved Rent of *ſixty Bshels of Wheat*.

Kings Garden

And whereas there is another *extravagant Grant of Land* out of the *Kings Garden*, in manner aforeſaid, unto Coll. *Caleb Heathcote*, bearing date the ſecond day of *April*, One Thouſand Six Hundred Ninety Six, and *Regiſtered* in the *Secretary's Office*, containing a certain Lot or Toft of ground lying without the Stockadoes of the City of *New-York*, near adjoyning to the Locuſt Trees, which were formerly part of the *Kings Garden*, containing in breadth Twenty Seven Foot, and in length Fifty Foot,

Foot, *To have and to hold* the ſaid Lot or Toft of Ground unto him the ſaid *Caleb Heathtote*, his Heirs and Aſſigns forever, under the yearly reſerved Rent of *one Shilling*,

And whereas there is another *extravagant Grant of Land* out of the ſaid *Kings Garden*, in manner aforeſaid, and of the Date aforeſaid, unto ſaid the *Caleb Heathcote*, being a Demiſe or Leaſe of another part of the ſaid *Kings Garden*, for the term of Forty One Years, which lies vacant and unimproved, being bounded by the Stockadoes or Fence of the ſaid Garden, ſo far as the ſaid Garden, in the Reer, does extend, and from the ſaid Fence of Stockadoes ſo far into *Hudſon River* as Low-Water Mark, *To have and to hold* the ſaid other part of the ſaid Garden, unto the ſaid *Caleb Heathcote, his Heirs and* Aſſigns, for the ſaid Term of Forty One years, under the yearly Rent reſerved of *Four Shillings*.

Kings Garden to low Water.

And whereas it does appear unto his ſaid *Excellency and Council*, that all and every of the above-recited ſeveral and reſpective Grants and Demiſes of Land and Premiſes, to all and every the Perſon and Perſons aforeſaid, their reſpective Heirs, Succeſſors and Aſſigns, are in fact and deed abſolutely *extravagant Grants*, iſſued by the ſaid Coll. *Fletcher*, late Governour of the ſaid Province under his Majeſty, contrary to and againſt the Truſt repoſed in him by his ſaid Majeſty, and are *extravagant Grants* according to the true intent, meaning and conſtruction of their Excellencies the *Lord Juſtices of England* ſaid Inſtructions, and as ſuch ought to be *broke, vacated, annulled* and *made of none effect* forever.

Be it therefore Enacted by his Excellency, the Governor and Council, and Repreſentatives convened in General Aſſembly, and it is hereby Enacted by the Authority of the ſame, That all and every of the ſeveral and Reſpective *Extravagant Grants of Land* and *Premiſes*, granted, demiſed and ſealed, in manner aforeſaid, and heretofore recited and mentioned, within all and every of their ſeveral and reſpective Limits and Bounds afore-mentioned and expreſſed, are hereby *broke, vacated*, and *forever annulled*, and of *none effect*. And all and every the afore-recited *Grants* and *Demiſes*, in manner aforeſaid, for all and every the ſeveral and reſpective *Tracts and Parcels of Land, Farms and Gardens, and Appurtenances* within all and every of their ſeveral and reſpective Limits and Bounds aforeſaid. And all the *Lordſhips, Mannors, Juriſdictions, Powers, Authorities, Rights, Benefits, Profits, Advantages*, belonging unto them, or either of them, ſhall forever hereafter *ceaſe, determine* and become *null* and *void*, and of *none effect*, to all *intents, purpoſes* and *conſtructions* whatſoever, as if no ſuch *Grants, Demiſes* and *Regiſters* of the ſame in the *Secretary's Office*, had ever been done. And they the aforeſaid *Grantees, Leſſees*, and every of them, their and every of their *Heirs, Succeſſors* and *Aſſigns* are hereby forever hereafter diveſted of any *Right, Title* or *Claim* unto the ſame, or unto any *part* or *parcel* thereof, within the ſeveral and reſpective Limits aforeſaid, any Law to the contrary hereof in any wiſe notwithſtanding. And his Majeſty is hereby fully and immediately *Re-ſeized* and *Repoſſeſſed* of all and every of the before granted and *demiſed Premiſes*, in as full and ample manner as if the ſame had never been before *granted* and *demiſed*.

The aforeſaid Grants broke and vacated.

And

And be it further Enacted by the Authority aforesaid, That all and every of the *Grants* and *Demises* for the several and respective *Tracts of Lands, Swamps, Farms* and *Gardens*, as aforesaid, which are *Registred in the Secretary's Office*, shall upon the Publication hereof be *oblitterated, razed, defaced*, and the *Memory or Record* of all and every of the aforesaid Grants shall be reduced into *Oblivion* and *Forgetfulness*, as if no such *Grants* had ever been made or registred in the said Office, any thing to the contrary hereof in any wise notwithstanding. And to the intent that it may not be in the Power of any of his *Majestys Governours or Commanders in chief*, for the time being hereafter, to make for the future such *Extravagant Grants of Land*, as aforesaid, *Be it further Enacted by the Authority aforesaid*, That it shall *not be in the Power of any of his Majestys Governours or Commanders in chief*, which shall hereafter be Governours or Commanders in chief of this Province, under his *Majesty*, his *Heirs* and *Successors*, for to grant or demise for any longer than for his own time in the Government, any of the Lands hereafter mentioned, that is to say, *Nutten-Island, The Kings Farm, the Kings Garden, The Swamp* and *Fresh Water*, as they are now limited and bounded, being the Denizen of his Majesties Fort at *New-York*, and for the benefit and accomodation of his *Majesties Governours* and *Commanders in chief* for the time being; and if any such Grants or Demises for the future shall be made longer than for the time afore-mentioned then all and every of such Grants shall, *ipso facto*, become null and void, and of no use to all intents and purposes whatsoever, any Law, Custom or Usage to the contrary hereof in any ways notwithstanding. Saving to the City of *New-York*, the Right they have to the Fresh Water, and Lands to low Water Mark behind the Kings Garden.

The Denizen of his Majestys Fort not to be demised forever.

A Bill for preventing of Trespasses.

WHereas great *Damage* and *Waste* is made upon the *Commons* and particular *Free-holders* belonging to the Inhabitants of this Province, by a number of idle Persons, who enter upon *other Persons Estates*, and cut down their Timber, and carry it away *clandestinely*, to the great loss of the Owners thereof. For the preventing of such Practices for the future, *Be it Enacted by his Excellency and Council and Representatives convened in General Assembly, and it is hereby Enacted by the Authority of the same*, That if any Person or Persons shall cut or carry off any manner of *Wood, under-wood, Timber, Poles* or *Trees* standing, lying or growing on the Land which to them does not belong, but is in the right and possession of any other, or off or from the *Commons* of any *Town within this Province*, other than that to which he doth belong, or if within the same Town, having no Right or Priviledge there, without leave or lisence from the major part of the *Propriety* or the *Trustees* of such Commons, or the *Owner* or *Owners, Possessor* or *Possessors of the Land* whereon such *Wood, Under-wood, Timber, Poles* or *Trees* were standing, lying or growing, every Person so *offending* shall forfeit and pay unto the parties injured or trespassed upon, the Sum of *Twenty Shillings* current

Penalty for cutting down Trees and Under-wood.

current Money of this Province, for every *Tree of one foot over*, and the ſum of *Six ſhillings* current Money aforeſaid, for every *Tree or Pole under that bigneſs*; and for other *Wood* or *Under-Wood* the value thereof, to be recovered by Action, Bill, Plaint or Information before any Juſtice of the Peace in the County where the Offence is committed, if the forfeiture exceed not Five Pounds, but if it be above that value, then before the *inferiour Court of Common Pleas*, within the ſame County. And if any perſon ſhall be convict a ſecond time of ſuch *Offence*, he ſhall forfeit and pay to the uſe of the Town, where the *Offence* is committed, the ſum of *Forty Shillings* current Money aforeſaid, or *ſuffer one Moneths Impriſonment* over and above the forfeiture aboveſaid, or Damages to the Parties injured.

If he demur, he ſhall enter into Recognizance to purſue his Plea.

And be it further Enacted by the Authority aforeſaid, That when in Action of Treſpaſs brought before a Juſtice of Peace, the Defendant ſhall juſtifie, and demur upon *Plea of Title*, a Record ſhall be made thereof, and the matter of fact taken *pro Confeſſo*, and the party making ſuch Plea, ſhall become bound with one or more Sureties, by way of *Recognizance*, unto the adverſe party, in a reaſonable ſum not exceeding Twenty Pounds, on condition that he ſhall purſue his Plea, and bring forward a Suit for a Tryal of his Title at the next *inferiour Court of Common Pleas*, to be holden for the County in which ſuch *Treſpaſs is* alledged to be done, and pay and ſatisfie ſuch Damages and Coſts as by the ſaid Court ſhall be awarded againſt him, which *Recognizance* the Juſtice is hereby impowered to require and take, and ſhall be paid for the ſame by the Recognizor, the ſum of *Eighteen Pence*, and for entring his Plea *Nine Pence*; and at the Charge alſo of the ſame party, ſhall certifie the *Proceſs* and *Record* of ſuch *Plea*, together with the *Recognizance*, unto the ſaid *inferiour Court of Common Pleas*. And if ſuch *Recognizor* ſhall neglect to bring forward ſuch Suit at the *inferiour Court*, according to the Tenor of his *Recognizance*, the *Default* ſhall be entered in the ſaid Court, and a Writ of *Scire Facias* ſhall iſſue out of the *Clerks Office* of the ſame Court, in manner as by Law is directed, for the Recovery of the Sum or Penalty in the ſaid Recognizance mentioned of him the ſaid Recognizor, his Surety or Sureties. Or if upon Tryal before the ſaid Court, he ſhall not make out a Title to the Land or Tenement on which the Treſpaſs is alledged to be done, paramount to the Poſſeſſion or other Title of the adverſe party, Judgment ſhall be rendered for the party upon whom the Treſpaſs has been done, for terrible Damages and Coſts of Suit. But if the defendant in Treſpaſs, juſtifying one Plea of Title, ſhall refuſe or neglect to become bound in manner as aforeſaid, then his plea ſhall abate, and the Juſtice, notwithſtanding the ſame, ſhall proceed to try the Cauſe, as aforeſaid, and upon due proof of the Treſpaſs committed by him, ſhall award Damages againſt him accordingly, to what ſhall be made out, and coſt of Suit. And if upon the opening and pleading of any Action of Treſpaſs, there be proved any Force or Violence, and Breach of the Peace, the party or parties guilty thereof, ſhall be alſo fined to the King, or otherwiſe punished, as the Law in ſuch caſes does provide.

if the Recognizor do not make out his Title he ſhall pay treble damage and coſt.

Albany and Ulſter excepted.

Always Provided, That the City and County of *Albany*, the County of

of *Ulſter* be exempted from the Priviledge of this Act, any thing herein contained to the contrary hereof, notwithſtanding.

The following Acts were alſo Paſſed at the ſame Time, viz.

An Act for granting unto his Majeſty the Sum of Two Thouſand Pounds, 1500*l.* whereof to be allowed to his Excellency *Richard* Earl of *Bellomont*, and 500 *l.* to Capt. *John Nanfan*, Lieut. Governour.

An Act for granting unto his Majeſty ſeveral Duties for defraying the publick Charge of the Government.

An Act for raiſing an Additional Duty for defraying the Debts of the Government.

An Act for Preventing Souldiers from deſerting his Majeſties Service.

An Act for Regulating and Returning able and ſufficient Jurors in Tryals at Law.

An Act to enable the City of *New-York* to pay their Debts and Repair their publick Buildings.

An Act to enable the City of *Albany* to defray their neceſſary Charge.

An Act for Indemnifying ſuch Perſons as were excepted out of the general Pardon made by Act of Aſſembly in the year 1696.

An Act for Repealing an Act of Aſſembly, entituled, *An Act for Regulating Damages done in the Time of the late Diſorders in this Province*, &c.

An Act for Committing *Ebenezer Willſon* and *Samuel Burt*, Farmers of the Exciſe, for their Contemptuous Refuſing to render an Account what they farmed the ſame for.

An Act for ſettling the Eſtate of *Jacob Millborn*, Eſq; deceaſed.

Second Seſſions of the 6th Aſſembly. 11th of *W.* 3d. 1700.

An Act againſt Jeſuits and Popiſh Prieſts.

WHereas divers *Jeſuits*, *Prieſts* and *Popiſh Miſſionaries* have of late come, and for ſome time have had their reſidence in the *remote parts of this Province*, and other his *Majeſties adjacent Colonies*, who by their wicked and ſubtle Inſinuations, induſtrouſly labour to *debauch*, *ſeduce* and *with-draw* the *Indians* from their *due Obedience* unto his *moſt ſacred Majeſty*, and to excite and ſtir them up to *Sedition*, *Rebellion* and *open Hoſtility againſt his Majeſties Government*, For Prevention whereof, *Be it Enacted by his Excellency*, *the Governor*, *Council and Repreſentatives convened in General Aſſembly*, *and it is hereby Enacted by the Authority of the ſame*, That all and every *Jeſuit* and *Seminary*, *Prieſt*, *Miſſionary*, or *other Spiritual* or *Eccleſiaſtical Perſon*, made or ordained by any *Authority*, *Power* or *Juriſdiction* derived, challenged or pretended from the *Pope or See of Rome*, now reſiding within this Province, or any part thereof, ſhall depart from and out of the ſame at

Romiſh Prieſts to depart this Province,

or

or before the firſt day of *November* next, in this preſent year Seventeen Hundred.

And be it further Enacted by the Authority aforeſaid, That all and every *Jeſuit*, *Seminary*, *Prieſt*, *Miſſionary* or other *Spiritual or Eccleſiaſtical Perſon*, made or ordained by any *Authority*, *Power* or *Juriſdiction* derived, challenged or pretended from the *Pope or See of Rome*, or that ſhall profeſs himſelf, or otherwiſe appear to be ſuch, by practiſing and teaching of others, to ſay any *Popiſh Prayers*, by *celebrating Maſſes*, *granting of Abſolutions*, or uſing any other of the *Romiſh Ceremonies* and *Rites of Worſhip*, by what *Name*, *Title* or *Degree* ſoever ſuch Perſon ſhall be called or known, who ſhall continue, abide, remain or come into this *Province*, or any part thereof, after the firſt Day of *November* aforeſaid, ſhall be deemed and accounted an *Incendiary* and *Diſturber of the publick Peace and Safety*, and an *Enemy to the true Chriſtian Religion*, and ſhall be adjudged to ſuffer *perpetual Impriſonment*. And if any Perſon, being ſo ſentenced, and actually impriſoned, ſhall break Priſon and make his eſcape, and be afterwards retaken, he ſhall ſuffer ſuch *Pains of Death*, *Penalties* and *Forfeitures* as in caſes of Felony.

On penalty of perpetual imprisonment.

And it is further Enacted by the Authority aforeſaid, That every Perſon that ſhall wittingly and willingly *receive*, *harbour*, *conceal*, *aid*, *ſuccour*, and *relieve* any *Jeſuite*, *Prieſt*, *Miſſionary*, or other *Eccleſiaſtical Perſon* of the *Romiſh Clergy*, knowing him to be ſuch, and be thereof lawfully convicted before any of his Majeſtys Courts of Record within this Province, which Courts are hereby impowered and authorized to hear, try and determine the ſame, he ſhall forfeit the ſum of *Two Hundred Pounds* current Money of this Province, one half to his Majeſty, for and towards the ſupport of the Goverment, and the other half to the Informer who ſhall ſue for the ſame in any Court of Record within this Province, wherein no Eſſoyn Protection or Wager in Law ſhall be allowed; and ſuch Perſon ſhall be further puniſhed by being ſet in the Pillory on three ſeveral days, and alſo be bound to the good Behaviour, at the diſcretion of the Court.

Concealers of Popiſh Prieſts ſhall forfeit 200 pounds.

And be it further Enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for every *Juſtice of the Peace*, to cauſe any Perſon or Perſons, ſuſpected of being a *Jeſuit*, *Seminary*, *Prieſt*, or of the *Romiſh Clergy*, to be apprehended and convetned before himſelf, and ſome other of his Majeſtys Juſtices; and if ſuch Perſon do not give ſatisfactory account of himſelf, he ſhall be committed to Priſon, in order to a Tryal. Alſo, it ſhall and may be lawful to and for any Perſon or Perſons, to apprehend, without a Warrant, any *Jeſuite*, *Seminary*, *Prieſt* or other of the *Romiſh Clergy*, as aforeſaid, and to convent him before the Governour, or any two of the Council, to be examined and impriſoned, in order to a Tryal, unleſs he give a ſatisfactory account of himſelf. And as it will be eſteemed and accepted as a good Service done for the King, by the Perſon who ſhall ſeize and appreſend any *Jeſuit*, *Prieſt*, *Miſſionary* or *Romiſh Eccleſiaſtick*, as aforeſaid, ſo the *Governour of this Province*, for the time being, with the advice and Conſent of the *Council*, may ſuitably Reward him, as they think fit. *Provided*, This Act ſhall

Juſtice of the Peace may examine ſuſpected perſons.

Such as apprehend Popiſh Prieſts to be Rewarded.

ſhall not extend, or be conſtrued to extend unto any of the *Romiſh Clergy* who ſhall happen to be ſhipwrack't, or through other adverſity ſhall be caſt on Shore, or driven into this Province, ſo as he continue or abide no longer within the ſame than until he may have opportunity of Paſſage for his Departure; ſo alſo as ſuch Perſon, immediately upon his arrival, ſhall forth-with attend the Governour, if near to the place of his Reſidence, or otherwiſe on one or more of the Council, or next Juſtices of the Peace, and acquaint them with his Circumſtances, and obſerve the directions which they ſhall give him, during his ſtay in the Province.

The following Acts were alſo Paſſed at the ſame time, viz.

An Act for the better Securing the *Five Nations* of *Indians* in their Fidelity to his Majeſty.

An Act for appointing and enabling Commiſſiones to examine, take and ſtate the Publick Accounts of the Government.

An Act for preventing Abuſes daily committed by Negro Slaves.

An Act for the ſettling and mending the High-ways in the County of *Ulſter.*

An Act for Regulating Fences in the County of *Ulſter.*

An Act for the better Payment of the Repreſentatives.

An Act for Reviving ſuch Actions and Suits as were diſcontinued in the late Supreme Court of this Province.

An Act for the Confirmation of a certain Patent granted unto *Mattew Janſen,* late of *Ulſter County,* deceaſed.

Acts paſſed in the 3d Seſſions of the ſixth Aſſembly.

An Act for Puniſhing Officers and Souldiers who ſhall Mutiny or Deſert his Majeſty's Service, &c.

An Act for the Encouragement of Sea-men.

An Act for Encouraging the brewing of Beer and making of Mault, &c.

An Act for declaring the Town of *Eacheſter* a diſtinct Pariſh from the Town of *Weſtcheſter.*

An Act for appointing Commiſſioners to ſtate the publick Accounts,

An Act for Repealing an Act, entituled, An Act for the better Securing the five Nations of *Indians* in their fidelity to his Majeſty, &c.

Acts paſſed in the firſt Seſſions of the 7th Aſſembly, 1701.

An Act for granting an Additional Duty to his Majeſty.

An Act for the ſpeedy Repairing the Forts at *Albany* and *Schenectady.*

An Act for ſupplying the Defects of the late for ſettling the Militia.

An Act for the more Regular Proceedings in the Election of Repreſentatives.

An Act for Repealing an Act of General Aſſembly of this Province, entituled

An Act for defraying the Publick and neceſſary Charge thro'-out this Province, for maintaining the Poor and preventing Vagabonds, &c.

An

An Act for the deſtroying of Wolves, &c.

An Act for Allowance to the Repreſentatives.

An Act to Oblige the Owners and Poſſeſſors of unimproved Lands to pay their proportion of Quit-Rents and Taxes, &c.

An Act for Encouraging the City of New-York.

An Act for Confirmation of a certain Agreement made by *Thomas Swortwout* and Company, on the one part, and *Gerrit Aertſen* and Company, on the other part.

An Act to Oblige *Robert Livingſton*, Eſq; to Account, according to the purport of an Act, entituled, An Act for appointing and enabling Commiſſioners to take and ſtate the Publick Accounts of this Province.

First Seſſions of the First Aſſembly in firſt year of Q. *Anne.*

An Act for Regulating Slaves.

This Act is Revived and continued by the 5th of King George till 1726.

BE it *Enacted by his Excellency the Governor, and Council and Repreſentatives convened in General Aſſembly, and by Authority of the ſame,* That no Perſon or Perſons hereafter through-out this Province, do preſume to Trade with any Slave, either in buying or ſelling, without leave and conſent of the Maſter or Miſtreſs, on Penalty of forfeiting treble the value of the thing traded for, and the ſum of five Pounds current Money of *New-York*, to the Maſter or Miſtreſs of ſuch Slave, to be recovered of ſuch Perſon or Perſons ſo trading contrary to the true intent of this Act, by Action of Debt, in any Court of Record within this Province, where ſuch Sum or Sums is cognizable; and all Bargains and Contracts made with any Slave, contrary to the intent of this Act, ſhall be utterly void.

Not lawful to trade with Negro ſlaves.

And be it further Enacted by the Authority aforeſaid, That hereafter it ſhall and may be lawful for any Maſter or Miſtreſs of Slaves, to puniſh their Slaves for their Crimes and Offences, at diſcretion, not extending to Life or Member.

Maſters may puniſh their own Slaves.

And foraſmuch as the Number of Slaves in the City of *New-York* and *Albany*, and alſo in other Towns within this Province, doth daily increaſe, and that they have been found often times guilty of confederating together in Running away, or other ill Practices, *Be it therefore Enacted by the Authority aforeſaid,* That it ſhall not hereafter be lawful for above Three Slaves to meet together at any other time, nor at any other place, than when it ſhall happen they meet in ſome ſervile Imployment for their Maſters or Miſtreſſes profit, and by their Maſter or Miſtreſſes conſent, upon Penalty of being Whipt upon the Naked Back, at diſcretion of any Juſtice of the Peace, not exceeding Forty Laſhes. And that it ſhall and may be lawful hereafter for any City or Town within this Province, to have and appoint a common Whipper for their Slaves, and for this Sallary it ſhall and may be lawful for any City or Town within

Not above 3 Slaves may meet together.

A Common Whipper to be appointed.

this Province, at their common Council or Town Meeting, to agree upon ſuch Sum to be paid him by the Maſter or Miſtreſs of Slaves *per head*, as they ſhall think fit, not exceeding *Three Shillings per head* for all ſuch Slaves as ſhall be whipt, as aforeſaid. And in caſe any Slave preſume to aſſault or ſtrike any Free-man or Woman profeſſing *Chriſtianity*, it ſhall be in the Power of any two Juſtices of the Peace, who by this Act are thereunto authorized, to commit ſuch Slave to Priſon, not exceeding Fourteen days for one Fact, and to inflict ſuch other corporal Puniſhment (not extending to life or limb) upon him, her or them ſo offending, as to the ſaid Juſtices ſhall ſeem meet and reaſonable.

A Slave not to ſtrike a Free-man.

And be it further Enacted by the Authority aforeſaid, That no Perſon or Perſons whatſoever do herafter imploy, harbour, conceal or entertain other mens Slaves at their Houſe, Out-houſe or Plantation, without the conſent of their Maſter or Miſtriſs, either ſignified to them verbally, or by Certificate in writing, under the ſaid Maſter or Miſtriſſes hand, upon Forfeiture of five Pounds for every Night or Day, to the Maſter or Miſtriſs of ſuch Slave or Slaves, ſo that the penalty do not exceed the value of ſaid Slave. And if any Perſon or Perſons whatſoever ſhall be found guilty of harbouring, entertaining or concealing of any Slave, or aſſiſting to the conveying of them away, if ſuch Slave ſhall thereupon be loſt, dead, or otherways deſtroyed, ſuch perſon or perſons ſo harbouring, entertaining, concealing, aſſiſting or conveying of them away, ſhall be alſo liable to pay the value of ſuch Slave to the Maſter or Miſtriſs; to be recovered by Action of Debt, in manner aforeſaid.

Penalty for Concealing of Slaves.

And whereas Slaves are the Property of *Chriſtians*, and cannot, without great loſs or detriment to their Maſters or Miſtreſſes, be ſubjected in all caſes Criminal, to the ſtrict Rules of the Laws of *England*, *Be it Enacted by the Authority aforeſaid*, That hereafter if any Slave by Theft, or other Treſpaſs, ſhall damnifie any Perſon or Perſons to the value of *five Pounds*, or under, the Maſter or Miſtriſs of ſuch Slave ſhall be liable to make Satisfaction for ſuch Damage to the party injured, to be recovered by Action of Debt in any Court having Juriſdiction and Cognizance of Pleas to that value, and the Slave ſhall receive Corporal Puniſhment at diſcretion of a Juſtice of the Peace, and immediately thereafter be permitted to attend his or her Maſter or Miſtreſſes Service, without further Puniſhment.

If Negroes ſteal, how ſatisfaction is to be made.

And it is further Enacted by the Authority aforeſaid, That hereafter no Slave ſhall be allowed good Evidence in any matter, cauſe or thing whatſoever, excepting in caſes of Plotting or Confederacy amongſt themſelves, either to run away, kill or deſtroy their Maſter or Miſtreſs, or burning of Houſes or Barns, or Barracks of Corn, or the killing of their Maſters or Miſtreſſes Cattle, and that againſt one another, in which caſe the Evidence of one Slave ſhall be allowed good againſt another Slave.

Evidence of Negroes, how far good.

Provided, That this Act ſhall be and continue in force only for one year from the Publication thereof, and no longer.

An

An Act for Deſtroying of Wolves within this Colony.

FOraſmuch as by the neglect of killing Wolves within this Colony, (occaſioned as well by the inequality of the Diſtribution, and ſmallneſs of the Reward as the difficulty in attaining what formerly, by the Laws has been allowed) divers of the Inhabitants of the ſame Colony have ſuffered many grievous loſſes in their Stocks, both of Sheep and Neat Cattle. For the Prevention of which, and Encouragement of thoſe who ſhall deſtory Wolves in the ſaid Colony, and that the Breed of Wolves within this Colony may be wholly rooted out and extinguiſht,

Be it Enacted by His Excellency the Governour, with the conſent of Her Majeſty's Council and Aſſembly for this Colony of New-York, That from and after the Publication hereof, whatſoever Perſon or Perſons, *Chriſtian* or *Indian*, Free-men or Slave, ſhall deſtory and kill any Wolf or Wolves, or their Welp or Whelps, in the Countys of *Suffolk*, *Queens County* and *Kings-County*, ſhall have and receive as a Reward, for each Wolf, ſo deſtoryed and killed, the Sum of *Three Pounds* current Money of this Colony; and for every ſuch Whelp under a Year old, ſo deſtroyed and killed, the Sum of *Thirty Shillings* current Money aforeſaid. The ſeveral Rewards allowed for killing Wolves

In the County of *Weſtcheſter*, *Twenty Shillings* for a grown Wolf, killed by a Chriſtian, and Ten Shillings for ſuch a Wolf killed by an Indian, and half that Sum reſpectively for a Whelp.

In the County of *Albany*, *Ten Shillings* for a grown Wolf, killed either by Chriſtians or Indians, and half that Sum for a Whelp.

In the County of *Ulſter*, *Twelve Shillings* for a grown Wolf, killed either by Chriſtians or Indians, and half that Sum for a Whelp.

And in the County of *Richmond*, *Thirty Shillings* of like Money, for a grown Wolf, killed by a Chriſtian, and *Fifteen Shillings* for ſuch a Wolf, killed by an Indian, and half that Sum reſpectively for a Whelp. To be paid by the Treaſurer of each reſpective County where ſuch Wolf or Wolves, Whelp or Whelps ſhall happen to be deſtroyed and killed.

And for the more effectual payment of the ſaid Rewards, *Be it Enacted by the Authority aforeſaid*, That whoſoever ſhall kill any Wolf, or Wolves, their Whelp or Whelps in the ſaid Counties, ſhall with all convenient ſpeed bring the Head or Heads of ſuch Wolves, ſo by them deſtroyed, to ſome one of her Majeſties Juſtices of the Peace for that County, wherein the ſame ſhall be killed, who (upon view thereof, and examination of the Party, and Circumſtances, finding the ſame to agree with Probability and Truth) is hereby Required to iſſue forth his Warrant, under his Hand and Seal, directed to the Treaſurer of the reſpective County where ſuch Wolf or Wolves, Whelp or Whelps ſhall be killed, for the payment of ſuch Sum or Sums of Money to ſuch Perſon or Perſons, who ſhall kill and deſtory them, as by the ſame Juſtice ſhall be awarded Juſtices ſhall grant Warrant to pay the Reward allowed.

awarded, according to the reſpective Rewards herein before ſpecified. And ſuch Treaſurer is hereby required and commanded to make due and immediate payment of the ſame, according to the contents of ſuch Warrant, and the true intent and meaning of this Act.

How the Mony is to be raiſed,

And be it further Enacted by the Authority aforeſaid, That the Aſſeſſors and Collectors, for the aſſeſſing and collecting the Sum and Sums of Money for the defraying the publick and neceſſary Charge in the ſeveral Counties aforeſaid, reſpectively, ſhall yearly and every year, aſſeſs the Inhabitants of their reſpective Counties, for the payment of the Rewards aforeſaid, and that ſuch their aſſeſments be collected and paid in to the reſpective Treaſurers of the ſaid Counties; and that the Supervizors, or ſuch others as now are, or at any time hereafter ſhall be appointed and authorized to ſupervize, audit or allow of the Accounts and Payments of the reſpective Treaſurers, ſhall allow and diſcharge ſuch Treaſurers, upon their Accounts, for all their payments made purſuant to ſuch Warrant or Warrants, as is above ſet forth, any Law, Cuſtom or Ordinance to the contrary hereof in any wiſe notwithſtanding.

How much Money is to be lodged with the Treaſurer.

And in regard the reſpective Treaſurers of the ſaid Counties have not, or at preſent may not have Money in their hands for defraying and ſatisfying the Rewards by this Act allowed and intended to be given, *Be it Enacted by the Authority aforeſaid*, That immediately after the Publication hereof, in each of the ſaid Counties, the ſeveral and reſpective Perſons for the time being, who are appointed for the aſſeſſing, levying, collecting and receiving the publick and neceſſary Charge within the reſpective Counties aforeſaid, ſhall, in ſuch manner as the publick Moneys have uſually been heretofore levyed, raiſe in each of the ſaid Counties, over and above what is before mentioned, the Sum of *Thirty Pounds* lawful Money of this Colonoy, to be paid forth-with into the hands of the reſpective Treaſurers of the ſaid Counties, there to remain and be diſpoſed of for the uſe aforeſaid, and no other. And alſo, that yearly thereafter, in each of the ſaid Counties, a certain Sum of Money, not exceeding *Thirty Pounds*, ſhall be, in manner aforeſaid, aſſeſſed, raiſed, levyed and paid in to their reſpective Treaſurers, there to remain and be ready for the paying, ſatisfying and diſcharging the Rewards herein before expreſt, and not otherwiſe.

Penalty on Officers for neglect of their Duty.

And for the further encouragement of ſuch Perſons who ſhall deſtroy and kill Wolves in the ſaid Counties, and ſecuring the payment of the Rewards herein before mentioned to be given unto them, *Be it Enacted by the Authority aforeſaid*, That if any Juſtice of the Peace, Treaſurer, Aſſeſſor, Collector, Supervizor, or ſuch other Perſons as now are, or at any time hereafter ſhall be appointed and authorized to ſupervize, audit or allow of the Accounts and payments of the reſpective Treaſurers, in the Counties aforeſaid, ſhall neglect, deny or refuſe to do, perform and execute the ſeveral and reſpective Acts and Duties herein before directed, commanded or required to be done, performed or executed, ſo that thereby any Perſon or Perſons, who ſhall kill and deſtroy any Wolf or Wolves, their Whelp or Whelps, in the ſaid Counties, ſhall remain for the ſpace of one year unpaid, or not rewarded, as is

before

before mentioned, or whereby ſuch Treaſurer, upon his Account, ſhall remain undiſcharged; every ſuch Perſons, ſo neglecting, denying or refuſing, ſhall forfeit and pay to the party thereby being grieved, the Sum of *five Pounds* current Money of *New-York*, to be recovered by an Action of Debt in any of her Majeſty's Courts within this Colony.

Provided Always, That ſuch Action be brought and ſued within one year and a day after ſuch Offence committed, and not otherwiſe.

And be it further Enacted by the Authority aforeſaid, That from and after the Publication of this Act, all former Acts and Laws for giving any Reward for deſtroying of Wolves and Whelps, ſhall from thence-forth ſtand Repealed, and be void. *Provided*, That whatſoever Perſon or Perſons is by the ſaid Acts or Laws entituled to any Reward or Rewards for deſtroying of Wolves, or their Whelps, ſhall not be barred or precluded from their Lawful Demands, any thing herein contained notwithſtanding.

The following Acts were alſo Paſſed at the ſame time, viz.

An Act for Continuing the Revenue.

An Act for Levying and Collecting the Sum of Eighteen Hundred Pounds for the raiſing, paying and maintaining 150 Fuzileers, with their proper Officers, for the Defence of the Frontiers.

An Act for granting unto his Majeſty the Sum of two Thouſand Pounds, to be applyed (with his Majeſty's good pleaſure) to the uſes therein mentiond.

An Act for ſettling the Militia of this Province.

An Act to enable the Mayor and Aldermen of the City of *New-York* to raiſe Money to defray the publick and neceſſary Charge annually.

An Act for appointing Commiſſioners to take, ſtate and examine the Accounts of the Revenue, &c.

An Act for the better Support and Maintenance of the Poor of the ſaid City of New-York for the future.

An Act for Encouragement of a Gramer-School.

An Act for Continuing the Poſt-Office.

An Act for preventing Doubts and Miſtakes, and for continuing Proceſs and Judicial Proceedings.

Second Seſſions of the Firſt Aſſembly, 2d of Q. *Anne.*

An Act to aſcertain the Aſſize of Casks, Weights, Meaſures and Bricks within this Colony.

WHereas nothing is more agreeable to common Juſtice and Equity, nor for the good and benefit of any People or Government, who live in Community and Friendſhip together, than that they have one equal and juſt Weight and Ballance, one true and perfect Standard and Aſſize of Meaſure among them; for want whereof, experience ſhews, that many Frauds and Deceits happen, which uſually fall heavy upon the meaneſt and moſt Indigent ſort of People, who are leaſt able to bear the ſame, and may be accounted little better than Oppreſſion. For Remedy of which evil, *Be it Enacted and it is hereby Enacted by his Excellency the Governor, by and with the advice and Conſent of her Majeſtys Council and Repreſentatives of this Colony, in General Aſſembly convened, and by the Authority of the ſame,* That from and after the firſt Day of *Auguſt* next, no Cooper or other perſon or perſons whatſoever within this City or Colony, ſhall make any dry Cask or Veſſel, but of good and well ſeaſon'd Timber, and of the reſpective Dimenſions following, that is to ſay, Every Hogſhead to be Forty Inches long, Thirty three Inches in the Bulge, and Twenty ſeven Inches in the Head.

The Size of the ſeveral ſorts of Cask.

Every Tierce to be Thirty ſix Inches long, Twenty ſeven Inches in the Bulge, and Twenty three Inches in the Head.

Every Barrel to be Thirty Inches long, Twenty ſix Inches in the Bulge, and Twenty two Inches in the Head.

Every half Barrel to be Twenty five Inches long, Twenty Inches in the Bulge, and ſixteen Inches in the Head.

Every Quarter Barrel to be Twenty Inches long, Sixteen Inches in the Bulge, and Thirteen Inches in the Head.

All Tite Barrels to contain Thirty one Gallons and a half of Wine Meaſure each, and not to exceed or be half a Gallon over or under the ſame; and all other Cask to contain in Proportion to a Barrel, upon the Penalty of *five Shillings* for every Offence commited to the contrary hereof, to be paid by the Maker or Uſer of ſuch Casks or Veſſels, in whoſe hands the ſaid Offence ſhall firſt happen to be known or diſcover'd.

And for the prevention of other Frauds & Deceits that may be in Casks made, as aforeſaid, according to the reſpective dimenſions aforeſaid, *Be it further Enacted by the Authority aforeſaid,* That from and after the ſaid firſt day of *Auguſt,* all and every the Cask & Casks which ſhall be imployed or uſed for the ſtowing or packing of Flower or Bisket within this City or Province, for the Tranſportation thereof, or otherwiſe in any way of Merchandize, before any the ſaid Goods or Commodities ſhall be put or packt therein, ſhall be truly weighed, and the juſt Weight and Tare thereof be ſet with

The Tare to to be ſet on all Flower Barrels

with a Marking-Iron upon the head of each Cask ſo imployed, as aforeſaid, together with the Name of each reſpective Perſon uſing or imploying the ſame, upon the penalty of *Nine pence*, to be paid for every Neglect herein, by the Perſon or Perſons, reſpectively, on whoſe account any of the Goods or Commodities aforeſaid, ſhall, to the contrary hereof, be ſtowed or packed as aforeſaid.

And be it further Enacted by the Authority aforeſaid, That from and after the firſt day of *Auguſt*, aforeſaid, there ſhall be one juſt Beam or Ballance, one certain Weight and Meaſure, and one Yard, that is to ſay, *Averdupoize* and *Troy Weights*, Buſhels, half Buſhels, Pecks and half Pecks, according to the Standard of her Majeſties Exchequer in her Realm of *England*, thro'-out all this Colony, as well in places Privileged as without, any Uſage or Cuſtom to the contrary notwithſtanding, and that every Meaſure of Corn ſhall be ſtricked without heap. And whoſoever ſhall ſell, buy or keep any other Beam, Weight, Meaſure or Yard, than as aforeſaid, whereby any Corn, Grain or other thing is bought or ſold, from and after the time limitted, as aforeſaid, ſhall forfeit for every ſuch Offence *Twenty Shillings*.

One certain Beam, as alſo Buſhel, half Buſhel, Peck and Yard to be uſed.

And for the better Obſervance and putting in execution of this Act, fit Perſons be appointed in all Counties and Cities within this Colony, for the Sealing and Marking all *Beams*, *Weights*, *Meaſures* and *Yards* to be uſed within the reſpective Counties and Cities aforeſaid, with the Letter *A* according to the Standard of her Majeſties Exchequer in *England*, that the ſame may be known thro'-out this Colony. And that his Excellency the Governor, aforeſaid, be deſired to nominate and appoint ſuch fit Perſons in all proper Places within this Colony aforeſaid, the which reſpective Perſons, when nominated and appointed, ſhall take for their Pains, in Sealing and Marking all ſuch *Beams*, *Weights*, *Meaſures* and *Yards*, as ſhall from time to time, for that purpoſe be brought in to them, the Rate of *Nine pence*, except Weights and ſmall Liquid Meaſures, which ſhall pay only *One Penny* each, and no more, on Penalty of *five Shillings* for the leaſt exaction therein; ſaving always nevertheleſs unto the Cities of *New-York*, *Albany*, and Burrough of *Weſtcheſter*, and the Mayors thereof, for the time being, all ſuch Rights, Priviledges and Uſages as they reſpectively can juſtly claim, as Clerks of the Market within the ſaid Cities and Burrough, or otherwiſe howſoever, any thing herein contained to the contrary thereof, not withſtanding.

Perſons to be appointed in each County to ſeal weights and Meaſures.

Be it alſo further Enacted by the Authority aforeſaid, That from and after the firſt day of *Auguſt*, aforeſaid, no Perſon or Perſons, be he Maſter or Servant, ſhall make or ſuffer to be made in any place or places within this Colony, any *Bricks*, or Kilne of *Bricks*, but ſuch as ſhall be well and throughly burnt, and of the Size and Dimenſions following, that is to ſay, Every Brick to be and contain *Nine Inches* in length, *Four Inches and one quarter of an Inch* in breadth and *Two Inches and one half Inch*, in the thickneſs thereof, all well ſtruck off in good and Work-man-like order and manner, and made of *well* and *right* tempered Mould or Clay, on the penalty of *ſix Shillings* for every Neglect herein

The Size of Bricks.

herein to be paid by the Maſter or Owner of the ſaid Bricks or Kilne, in whoſe hands, or whereſoever the neglect or Offence aforeſaid, ſhall be diſcovered or found out, except Well-Bricks.

And it is hereby alſo further Enacted, That from and after the time limited, as aforeſaid, no other *Cask*, *Beams*, *Weights*, *Meaſures*, *Yards*, or *Bricks*, ſhall be uſed within this Colony, than ſuch as aforeſaid, (except Well-Bricks, and ſuch other Bricks as are already made, or to be made before the commencement of this Act) on the Penalty of *Twenty Shillings*, to be paid by the Perſon or Perſons uſing the ſame, or any of them.

One half of the Penalties for the Poor,

Provided Always, That all and every the Penalties and Forfeitures in and by this Act ſet and appointed, as aforeſaid, ſhall be one half to the uſe of the Poor of the Pariſh, Town or Place where the Default or Offence happens to be, the other moiety thereof to the uſe of any Perſon or Perſons, who ſhall inform and ſue for the ſame Forfeitures in any of her Majeſties Courts of Record within this Colony, or elſe to be recovered to the Uſes aforeſaid, upon conviction of the Offender, by the Oath of one ſufficient Witneſs, before any Juſtice of the Peace, Mayor, or other head-Officer of the City, County, Town or Place reſpectively where the Offence againſt or breach of this Act ſhall be committed (who by virtue of this Act ſhall have power to adminiſter an oath in that behalf) by way of Diſtreſs and Sale of the Offenders Goods and Chattels, the Over-plus, if any be, after Charges of the Diſtreſs deducted, to be returned to the Owner thereof; And where no Diſtreſs can be had, that it ſhall and may be lawful to and for any Juſtice of Peace, Mayor, or head Officer aforeſaid, to commit the ſaid Offendre or Offenders to Priſon or Goal, there to remain without Bail or Mainprize until he or they ſhall pay the Penalties and Forfeitures aforeſaid for which they ſhall be ſo committed, to the Uſes aforeſaid. *Provided alſo*, That no Proſecution ſhall be for any of the Forfeitures aforeſaid, but within three Months after the reſpective Facts or Offences committed, any thing herein to the contrary hereof notwithſtanding.

An Act for the Laying out, Regulating, Clearing and Preſerving Publick Common High-ways thro'-out this Colony.

A Road from New-York to Connecticut,

FOr the better *laying out, aſcertaining, repairing & preſerving publick the common & general High-ways* within this Colony, *Be it Enacted by the Governour, Council and General Aſſembly of this Colony, and by the Authority of the ſame*, That there be laid out, preſerved and kept forever, in good and ſufficient Repair, one Publick, Common and General High-way, to extend from the now Scite of the City of *New-York*, thro' the City and County of *New-York*, and the County of *Weſtcheſter*, of the breadth of four Rod, Engliſh Meaſure at the leaſt, to be, continue and remain forever the Publick, Common, General Road and High-way from

from the ſaid City of *New-York*, to the adjacent Colony of *Connecticut*.

A Road from Kings County to Suffolk.

And alſo, one other Publick, Common and General High-way to extend from the Ferry, in *Kings-County*, thro' the ſame County, *Queens-County*, and the County of *Suffolk*, of the ſame breadth of four Rod, Engliſh Meaſure, at the leaſt, to be, continue and remain forever the Publick, Common, General Road and High-way from the Ferry aforeſaid, to the Town of *Eaſt-Hampton*, in the County of *Suffolk*.

From Kings-Bridge to Albany.

And one other Publick, Common, General High-way, to extend from *Kings-Bridge*, in the County of *Weſtcheſter*, thro' the ſame County of *Weſtcheſter*, *Dutches County* and the County of *Albany* of the breadth of four Rod, Engliſh Meaſure, at the leaſt, to be, continue and remain forever the publick, common, general Road and High-way from *Kings-Bridge*, aforeſaid, to the Ferry at *Crawlier*, over againſt the City of *Albany*.

From Orange County to Albany.

And further, one other publick, common, general High-way, to extend from the ſoutherly Bounds of the County of *Orange* through the ſame County of *Orange* to the County of *Ulſter*, and County of *Albany*, of the breadth of four Rod, Engliſh Meaſure, at the leaſt, to be, continue and remain forever the publick, common, general Road and High-way from the ſoutherly Bounds of the County of *Orange* aforeſaid to the City of *Albany*, and from thence to the Town of *Schenectady* in the County of *Albany* aforeſaid.

In Richmond County.

And alſo, one other publick, common, general Road and High-way, in the County of *Richmond*, from the Ferry at the Watering-place, thro' the ſaid County, to *Billops-Point* over-againſt *Amboy* in the Province of *Eaſt-New-Jerſey*.

Roads from one Town to another.

And be it further Enacted by the Authority aforeſaid, That there ſhall be common High-ways laid out, aſcertained, repaired and preſerved forever, of the breadth of four Rod, Engliſh Meaſure, as well from the ſeveral Towns and Villages within this Colony, to their next contigious Towns and Villages, and from one Town or Village to another, as to the ſeveral and reſpective publick, common and general Roads and High-ways before mentioned, and to ſuch convenient Landing-Places in each reſpective Town and Village (where their reſpective Scituations will afford and require it) for the better and eaſier Tranſportation of Goods, and the commodious paſſing of Travellers, as direct and convenient as the Circumſtances of Place will admit of, at the directions of the Commiſſioners reſpectively, here-after mentioned.

Trees in the Roads not to be cut down.

And be it further Enacted by the Authority aforeſaid, That if any Perſon or Perſons from and after the Publication hereof, ſhall girdle, bark or cut down any living Tree or Trees, ſtanding and growing in any common and publick Road or High-way already laid out, or now commonly uſed as ſuch, or that hereafter ſhall be laid out, aſcertained and appointed, of the Diameter of four Inches, or above, ſhall forfeit for each living Tree, ſo cut down, the Sum of *Ten Shillings*, to be recovered by Plaint before any of her Majeſties Juſtices of the Peace in the Town or Precinct where ſuch Offence ſhall be committed, who by virtue hereof hath and ſhall have Power and Authority to examine, hear and determine the ſame, one half to the Party who ſhall complain and ſue for the ſame, and

the other half to the Poor of the reſpective Town or Precinct where ſuch Offence ſhall be committed.

Roads not to be ſtopt up.

And be it further Enacted by the Authority aforeſaid, That if any Perſon or Perſons whatſoever after the Publication hereof, ſhall ſtop up, leſſen, contract, narrow or incroach on any common, general or publick Road or High-way within this Colony, and ſhall thereof be convicted before any of her Majeſties Courts within the ſame Colony, by the due courſe of the Laws thereof, ſhall ſuffer ſuch pain, by Fine and Impriſonment, as by the conſideration of the ſame Court ſhall be awarded, and the ſame Nuſance to be forth-with thrown down, pull'd up or removed.

Owners of and to maintain the Roads laid out thro' the ſame.

And be it further Enacted by the Authority aforeſaid, That the reſpective Owners of the ſeveral Townſhips, Mannors and Lands, by or thro' which any common, general or publick Road or High-way ſhall be laid out, aſcertained and appointed, ſhall be bound and obliged from time to time, and at all times hereafter, well and ſufficiently to clear, amend and repair, as occaſion ſhall require, all ſuch Roads and High-ways as ſhall be laid out, and run by or thro' their or any of their Lands reſpectively, as aforeſaid, under pain of Fine and Impriſonment for every Omiſſion or Neglect, to be proſecuted in the Courts aforeſaid, by Preſentment or Indictment by good and lawful Men of the Places where ſuch Offences reſpectively ſhall be committed.

Commiſſioners to be appointed.

And for the better putting this Act in Execution, *Be it Enacted by the Authority aforeſaid*, That Commiſſioners ſhall be and are hereby appointed thro'-out this Colony, who ſhall be, and are hereby impowered, authorized and required with all convenient ſpeed to put this Act, and every Matter and Clauſe therein, in due execution, according to the true intent and meaning hereof, in and thro' their reſpective Counties and Diſtricts, for which they ſhall be nominated and appointed, that is to ſay,

Other Commiſſioners are appointed by the 7th of K. George.

For the County of *Suffolk*, Mr. *Thomas Helmes*, Lieut. *Joſeph Pierſon*, and Mr. *John Turtle*.

For *Queens County*, Coll. *John Jackſon*, Mr. *Tho. Stephenſon*, and *Edward Burrows*, Eſq;

For *Kings County*, Mr. *Peter Cortilleau*, *Joſeph Hegerman*, Eſq; and Mr. *Benjamin Vandewater*.

For the County of *Richmond*, Capt. *Joſeph Billop*, Capt. *Nicholas Manning*, and Mr *Jacob Peulion*.

For the City and County of *New-York*, Mr. *William Anderſon*, Mr. *Clemant*, *Elſmorth* and Mr. *Peter Opleneus*.

For the County of *Weſtcheſter*, Mr. *Joſeph Heavyland*, Mr. *Adolph Phillipſe* and Mr. *Joſeph Drake*.

For *Dutches County*, Mr. *Balthus van Clift*, Mr. *Johannes Tarbus* and Mr. *Robert Livingſton*.

For the City and County of *Albany*, Coll. *Killian van Ranſlaer*, Major *Derick Weſſels*, Mr. *John Brunk* and Mr. *Evert Banker*.

For the County of *Ulſter*, Mr. *John Cock*, Mr. *Jacob Aertſon* and Mr. *Abraham Hasbrook*.

And for the County of *Orange*, Mr. *Peter Hearing*, Mr. *Johannes Blovelt* and Mr. *Albert Minner*.

And

And if any the ſaid Commiſſioners ſhall happen to dye or refuſe to ſerve, before the Services by them in this Act required to be done and performed, be accompliſhed and perfected, the Deputies or Repreſentatives, for the time being, for the reſpective Cities and Counties, where ſuch Commiſſioner or Commiſſioners ſhall happen to dye or refuſe to ſerve, are hereby required and authorized to nominate and appoint, under their Hands and Seals, others in the ſtead and place of thoſe who ſhall ſo dye or refuſe, who are and ſhall be Commiſſioner or Commiſſioners for ſuch reſpective County, to all intents, as if they had been actually nominated and appointed in and by this preſent Act.

If Commiſſioners dye or refuſe to ſerve, others to be appointed.

And be it alſo Enacted by the Authority aforeſaid, That the ſaid Commiſſioners or any two of them reſpectively, for the reſpective Cities and Counties for which they are nominated Commiſſioners, which ſaid Commiſſioners, and every of them, ſhall remain, continue and be Commiſſioners to all intents, conſtructions and purpoſes in this Act mentioned, for the ſpace and term of three years from the publication hereof, ſhall take effectual care that this Act, and every Clauſe, Matter and Thing therein contained, be put in execution, according to the true intent and meaning hereof, and the ſeveral common, general and publick High-ways herein before mentioned, well and ſufficiently laid out, aſcertained and declared, as well for the Carriage of Goods, as the paſſage of Travellers, within the ſpace of Eighteen Months from and after the Publication of this preſent Act.

Commiſſioners to put this Act in execution.

And in regard the Duty and Services, by this Act required of the reſpective Commiſſioners, cannot be done and performed but by ſome conſiderable labour, loſs of time and expence, *Be it therefore Enacted by the Authority aforeſaid*, That the ſaid Commiſſioners, and each of them, ſhall, during the time they and each of them be actually upon the Service and Duty by this Act required of them, have and receive the Sum of *ſix Shillings* by the Day, current Money of this Colony, towards defraying the neceſſary Expence and Charges they and each of them ſhall be at, during the time they and each of them ſhall be actually upon the Service and Duty aforeſaid, to be paid by the reſpective Cities & Counties they ſerve for; and the ſeveral and reſpective Supervizors, Treaſurers, and other Perſons, and Officers authorized, imployed or appointed for the raiſing, levying and paying the charge of the ſevera Cities and Counties within this Colony, are hereby commanded and enjoyned to raiſe, levy and pay the ſame, under the Penalty of *Ten Pounds* for each Refuſal, Neglect or Omiſſion, to be recovered by any of the reſpective Commiſſioners before-named, who ſhall be defrauded or delayed of the Sum or Sums of Money allowed by this Act, by Action of Debt to be brought in any of her Majeſtys Courts of this Colony.

And be allow'd 6 *s.* a day for their pains.

How to be paid

And be it alſo Enacted by the Authority aforeſaid, That the ſame Commiſſioners, or any two of them, as aforeſaid, for their reſpective Cities and Counties for which they are and ſhall be appointed, at their Diſcretions, as they ſhall judge fit and convenient, ſhall and may permit, order, ſuffer and allow good eaſie ſufficient Swinging Gates in any of the common High-ways for the ſeveral Towns and Villages within this

Swinging Gates to be ſet up.

Colony, to their next contigious Towns and Villages, and from one Town or Village to another, as alſo to the ſeveral publick common and general Roads and High-ways, and to ſuch convenient Landing-places as before mentioned.

And how to be maintained.

Always Provided, The ſame Gates be made, ſet up and maintained at the Coſt, Charge and Expence of the Perſon or Perſons, reſpectively at whoſe deſire, inſtance and requeſt the ſame Gates are or ſhall be permitted and allowed.

Roads to be cleared,

And that the ſaid Commiſſioners, or any two of them, where neceſſity or the conveniency of ſuch Road or High-way ſhall require it, ſhall and may direct, order and allow the felling, cutting out, carrying away or conſuming any living Tree or Trees whatever, for the clearing of any Road, Path or High-way, any thing before in this Act to the contrary hereof in any ways notwithſtanding.

And Time given to remove Fences,

And further, That it ſhall and may be lawful for the ſaid Commiſſioners, or any two of them, as aforeſaid, where any Fence or Incloſure is or ſhall be at the Publication hereof, made, erected or ſet up, contracting, narrowing or obſtructing any of the Roads or High-ways before-mentioned, to give ſuch reaſonable time for the removing, pulling up or levying ſuch Fence or Incloſure, not exceeding more than two years from the Publication of this Act, as to them the ſaid Commiſſioners ſhall appear equitable, juſt and convenient.

Where Roads run on the bounds of two Counties, how to be manag'd

And be it further Enacted by the Authority aforeſaid, That where it ſhall ſo happen, that the ſaid Road or High-ways ſhall lie, run or be laid out where the Bounds of ſeveral Counties are in diſpute, the Commiſſioners, or any two of them, of both thoſe Counties reſpectively, ſhall be liable, and take effectual care that this Act, and every Clauſe therein be put in execution, any ſuch Diſpute, or any other Doubt or Conttoverſie notwithſtanding.

How this Act is to be put in execution hereafter.

And be it further Enacted by the Authority aforeſaid, That the Commiſſioners herein before by this Act appointed and authorized, and hereafter to be appointed and authorized, as in this Act is directed, for the *ſpace* and *term* of three years, before mentioned, and after the expiration of the ſaid three years, the Surveyors for the High-ways, in an Act of General Aſſembly mentioned, entituled, *An Act for the enabling each reſpective Town within this Province to regulate their Fances and High-ways, and make prudential Orders for their Peace and orderly Improvements*, are hereby commanded and required, authorized, impowered and appointed to take care that this Act, and every Clauſe, Matter and thing in the ſame contained, be duly, truly and effectually performed, done and put in execution, according to the true intent and meaning of this Act, under the Penalty of *Twenty Pounds* for every Omiſſion, Neglect or Refuſal, the one half thereof to her Majeſty, her Heirs and Succeſſors, to be applyed to the contingent Charge of the Government, and the other half to the Party who ſhall ſue for the ſame by Action of Debt in any of her Majeſtys Courts within this Colony.

The Penalty for omiſſion.

Provided Always, And it is the true intent and meaning of this Act, That all the Roads and publick High-ways by this Act intended, ſhall be

be of four Rod at the leaſt in ſuch as are now already uſed and laid out, and of the breadth of ſix Rod, at the leaſt, where any new publick Road or High-way ſhall hereafter, by virtue of this Act, be laid out. The breadth of Roads.

Provided alſo, That the publick Roads and High-ways in the Counties of *Ulſter* and *Albany*, ſhall be laid out and aſcertained according to the Demenſions, and as is in this Act before expreſſed, except where ſuch High-ways ſhall run thro' Meadow Ground, to be only twenty Foot wide, and not otherwiſe, and that the ſame High-ways ſhall and may be cleared and maintained according to the Methods formerly and at preſent uſed and practiſed in the ſaid Counties.

Provided alſo, That in the Countys of *Orange* and *Dutches*, altho' the Ways to be laid out, ſhall be of the breadth of ſix Rod at the leaſt, the ſaid Counties are not hereby oblig'd to clear or maintain any other Path or High-way than for Horſe and Man only, nor in the County of *Ulſter* from the *Pallze* to *Orange County*. Roads in Orange and Dutches Counties.

And be it further Enacted by the Authority aforeſaid, That the Commiſſioners for every reſpective County ſhall return to the Clerk of every County, reſpectively, a full and perfect Report and Deſcription of the manner and extent of every Road they ſhall from time to time lay out, and the Clerk of every County is hereby required to Record all and every ſuch Return and Report as the reſpective Commiſſioners ſhall from time to time make to them, purſuant to the directions of this Act. Roads to be Recorded.

An Act for the better explaining and more effectual putting in execution an Act of General Aſſembly made in the 3*d* year of the Reign of their late Majeſties King William and Queen Mary, entituled, An Act for defraying of the publick and neceſſary Charge thro'-out this Province, and for maintaining the Poor and preventing Vagabonds.

FOraſmuch as many Diſputes, Cavils, Controverſies and Miſtakes have happened and been occaſioned, as well by the generality of the words in a certain Act of General Aſſembly, entituled, *An Act for defraying the publick and neceſſary Charge thro'-out this Province, and for maintaining the Poor and preventing Vagabonds*, as many other Omiſſions and Defects experience has found and obſerved in the ſame Act, *Be it therefore Enacted by the Governour & Council & Repreſentatves Convened in General Aſſembly, and by the Authority of the ſame*, That there be elected and choſen once every year, in each reſpective Town within this Province, by the Free-holders and Inhabitants thereof, one of their Free-holders and Inhabitants, to compute, aſcertain, examine, over-ſee and allow the contingent publick and neceſſary Charge of each County, and that each and every Inhabitant, being a Free-holder in any Mannor, Liberty, Juriſdiction, Precinct and out Plantation, ſhall have liberty to

A Supervizor to be chose in each County.

joyn his or their Vote with the next adjacent Town in the County, where such Inhabitant shall dwell, for choice of a Supervizor, except the Mannor of *Ranslaerwick*, who shall have liberty to chuse a Supervizor for the same Mannor) And also, that there shall be in each Town, Mannor and Precinct, by the Free-holders and Inhabitants hereof, in every respective County, annually chosen two Assessors and one Collector, which Supervizors, Assessors and Collectors, shall be annually chose in every Town on the first *Tuesday* in *April*, or such days as is appointed by their Charters or Patents, which Supervizors, so chosen, shall annually meet at the County Town in each respective County, on the first *Tuesday* in *October*, and at such other time and times as the said Supervizors shall judge and find necessary and convenient, to examine and compute all such publick necessary and contingent Charges as they shall find their respective Counties properly chargeable with, and all such other Sum and Sums of Money as shall be brought and exhibited to or before them, that have or shall be imposed or laid on the same Countys by the Laws of the Colony, which Computation being made and perfected, and the proportion of each Town, Mannor Liberty, Jurisdiction and Precinct within the respective Counties ascertained and appointed, which the said Supervizors, or the major part of them, for the several Counties respectively, are hereby impowered and required to ascertain and appoint, shall be transmitted, under the Hands and Seals of the said Supervizors, to the Assessors of each respective Town, Mannor, Liberty, Jurisdiction and Precinct, chosen as aforesaid; which Assessors are hereby required *Equally, Duly and Impartially to assess and make a Rate* for their respective Proportions, being first Sworn, *Equally, Duely and Impartially to make such Assessment*, before any of the Justices of the Peace for the same County where such Assessor shall reside [who are hereby authorized and required to administer such Oath] which Assessment being so made, shall be delivered to the respective Collectors, who are by this Act impowered to collect and pay the same unto the County Treasurer, who shall be annually chose in each respective County, by the Supervizors aforesaid. And if any Person or Persons shall refuse, delay or neglect to pay the said Assesment or Rate, That it shall and may be lawful for the Collectors aforesaid, to collect and levy the same by Distress on the Goods and Chattels of the Defaulters, by Warrant under the hand and seal of the Supervizors of each respective County aforesaid, or the major part of them, who are hereby obliged to affix such Warrant aforesaid, to each Assessment, so to be transmitted to the Collector, as aforesaid, who are hereby required to pay and lodge in the hands of the Treasurer of each respective County, the Sum and Sums of Money by them respectively collected, according to the Computation of the contingent Charges made and perfected, as aforesaid. And the said Treasurer shall receive and pay all such Sum and Sums of Money assessed, collected and paid in, as aforesaid, according to the said computation, by Warrant under the hands and seals of the said Supervizors, or the major part of them respectively. And the said Treasurers shall keep a distinct Book of Accounts of the Receipts, Disbursments and Payments

Who shall compute the Charge,

The Collector to collect, and pay to the Treasurer.

In case of Refusal to distrain.

How the Treasurer shall pay the Money.

Payments of the Money ſo aſſeſſed and collected, as before mentioned, and once every year, at the annual Meeting of the ſaid Supervizors, bring in and exhibit his or their Accounts before them, for their audit thereof. And they are, and ſhall be hereby made liable to an Action of Account to the Supervizors of each County, or the major part of them reſpectively, for all ſuch Sum or Sums of Money they ſhall receive, as aforeſaid, which ſaid Supervizors are by this Act impowered and entituled to ſue, maintain and proſecute ſuch Action for the uſe of their reſpective Counties; and the ſaid Treaſurers ſhall and may plead and diſcharge themſelves in ſuch manner as other Receivers or Bailiffs by the Law may, can or ought to do. *And further*, That the ſaid Collectors ſhall be allowed to take and receive *Nine pence* for each Pound they ſhall ſo collect, as aforeſaid; and that the ſaid Treaſurers ſhall retain and have *ſix pence* on the Pound for what Moneys they ſhall receive and pay as aforeſaid, to wit, *three Pence* for receiving and *three pence* for paying.

Treaſurer to be accountable to the Supervizors.

Collectors and Treaſurers Reward.

And be it further Enacted by the Authority aforeſaid, That if the Supervizor or Supervizors, Aſſeſſor or Aſſeſſors, Collector or Collectors, Treaſurer or Treaſurers, ſo choſe as aforeſaid, ſhall deny, neglect, refuſe, delay or fail to do, perform and execute all and every or any Clauſe, Article, Thing and Things required and contain'd in this Act, on ſuch Days, Times, and in manner herein before expreſſed, according to the true intent and meaning thereof, they and each of them ſo denying, neglecting, refuſing, delaying, or failing, as aforeſaid, ſhall forfeit *five Pounds* current Money of this Colony for every ſuch their Offence, to be recovered by the Perſon or Perſons, who is or ſhall be delayed, wronged or injured by any ſuch their or any of their Offence, in any of her Majeſtys Courts in this Colony, wherein no Eſſoyn, Protection, Wager of Law, or any more than one Imparlance ſhall be allowed, beſides being liable to an Action of Treſpaſs grounded on the caſe, to every ſuch Perſon who ſhall be ſo delayed, wronged or injured, any Law, Statute or Uſage to the contrary hereof, in any wiſe notwithſtanding.

Penalty for neglect of duty

And be it further Enacted by the Authority aforeſaid, That the Supervizors, Aſſeſſors and Collectors for the ſeveral and reſpective Towns within this Colony, from whom yearly Quit-Rents or Chief-Rents are due, or hereafter ſhall become due, or on whom ſuch Rents are chargeable, are hereby impower'd and requir'd to take effectual care that the ſame be duly and truly paid, according to the true intent, meaning and expreſſion of their ſeveral Patents and Grants. And that the ſame Aſſeſſors ſhall yearly and every year aſſeſs the ſeveral Free-holders of the ſaid Towns reſpectively, according to the part, ſhare and proportion of Lands within each reſpective Town, ſuch Free-holder or Free-holders ſhall have, hold, poſſeſs and enjoy, for and towards the diſcharging and paying ſuch Chief or Quit-Rent or Rents reſpectively; and that the ſaid Collector ſhall, by Warrant under the hand and ſeal of the Supervizor, collect, levy and pay the ſame, in ſuch manner as before in this Act is ſet forth and expreſſed, for the raiſing, aſſeſſing, collecting and paying the publick and neceſſary Charge of each County in this Colony.

Quit-Rents to be paid,

Freeholders to to be aſſeſſed according to the Land they hold.

And

If Officers dye or remove others to be choſen, and how.

And be it alſo Enacted by the Authority aforeſaid, That in caſe any Supervizor, Aſſeſſor, Collectoror Treaſurer, after having been ſo choſen and elected, as aforeſaid, ſhall happen to dye, refuſe to ſerve, or depart the Colony, after ſuch his election, and before the end and expiration of the year, for which he or they are choſen, the reſpective Town or County where ſuch Perſon ſhall happen to dye, refuſe or depart from, ſhall and may, and are hereby authorized and required to proceed to a new Choice of ſuch Collector, Aſſeſſor, Supervizor or Treaſurer as ſhall be wanting for the remaining part of the year. And in caſe the Freeholders and Inhabitants of any Town or Precinct, or the Supervizors of any County within this Colony ſhall neglect, deny or refuſe to elect and chuſe a Supervizor, Aſſeſſor, Collector or Treaſurer in the manner in this Act before expreſt, the Juſtices of the Peace of the reſpective Counties wherein ſuch Town or Precinct ſhall lie, or the major part of them, being not under the Number of five, are hereby authorized, impowered and required, under their hands and ſeals to nominate and appoint a Supervizor or Supervizors, Aſſeſſor or Aſſeſſors, Collector or Collectors, or Treaſurer, in the room, ſtead and place of ſuch Supervizors, Aſſeſſors, Collectors, or Treaſurers, ſo omitted to be choſen, who ſhall be Supervizors, Aſſeſſors, Collectors and Treaſurers to all intents and purpoſes, with the like Powers, and ſubject to the ſame Rules, Pains and Penalties, as any Supervizor, Aſſeſſor, Collector or Treaſurer choſen, or intended to be choſen and elected, purſuant to, and by virtue of this Act.

There was alſo paſſed at the ſame time theſe following Acts, Viz.

An Act for raiſing the Sum of 1500*l.* towards erecting two Batteries at the Narrows or Paſſage between *Statten-Iſland* and the *Iſland of Naſſau*.

An Act to oblige Perſons to pay the Arrears of 1000*l.* Tax granted in the 12th year of K. *William* the Third.

An Act declaring the Illegality of the Proceedings againſt Coll. *Nicholas Bayard* and Alderman *John Hutchins* for pretended High-Treaſon, and for Reverſing and making Null and Void the ſaid Judgments, and all Proceedings thereon.

An Act for prohibiting the Diſtilling of Rum, and burning of Oyſter-ſhells and Stone into Lime, within the City of New-York, or within half a Mile of the City-Hall.

An Act for the better Eſtabliſhment of the Maintenance for the Miniſter of the City of New-York.

An Act to enable the Miniſter and Elders of the *French* Proteſtant Church in the City of New-York, to build a larger Church for the Worſhip of Almighty God.

An Act to ſupply the Defects of an Act entit. *An Act for appointing Commiſſioners to ſtate and examine the Accounts of the Revenue.*

An Act for the better and more ſpeedy Recovery of the Forfeitue of *ſix Pounds*, for Perſons not appearing upon Detachments, according to the Act for ſettling the Militia of this Province.

An Act to enable the Juſtices of the Peace for the City and County of *Albany*, to Repair or Rebuild a Common-Goal, City and County Hall, &c.

An

Third Seſſions of the firſt Aſſembly, 3d year of Q. *Anne.*

An Act to Repeal the laſt Clauſe in an Act of Aſſembly, entit. An Act for the quieting and ſettling the Diſorders that have lately happened within this Province.

WHereas by one Act of General Aſſembly made in the year One Thouſand Six Hundred Ninety One, entituled, *An Act for the quieting and ſettling the Diſorders that have lately happened within this Province, &c.* It was enacted, *That whatſoever Perſon or Perſons, ſhould by any manner of way, or upon any pretence whatſoever endeavour by force of Arms,* Or Otherways, *to diſturb the Peace, Good and Quiet of this their Majeſtys Government, as it is now eſtabliſhed, ſhall be deemed and eſteemed as Rebels and Traitors unto their Majeſtys, and incur the Pains, Penalties and Forfeitures as the Laws of* England *have for ſuch Offences, made and Provided.*

And whereas her moſt ſacred Majeſty hath been graciouſly pleaſed, out of her Princely Care for the good and ſafety of her Subjects in their Lives and Eſtates, to obſerve in her Inſtructions to the Governor, that the meaning of the ſaid Clauſe hath been of late miſ-interpreted, to the Oppreſſion of her Subjects, and is pleaſed to direct, That for preventing the like Abuſes for the future, the ſaid Clauſe ſhould be Repealed, the Laws of *England* having ſufficiently provided for the purpoſes thereof. *Be it therfore Enacted by his Excellency, the Governour, by and with the conſent of her Majeſtys Counſil and this General Aſſembly,* That the above recited Clauſe in the ſaid Act, and every Matter and Thing therein contained, ſhall be, and is hereby Repealed, annulled and made void to all intents, conſtructions and purpoſes whatſoever, any thing in the ſaid recited Act to the contrary hereof, in any wiſe notwithſtanding.

An Act for the better laying out, regulating, clearing and preſerving publick common High-ways in this Colony, and for the erecting and building a County-Goal and County-Houſe in the County of Richmond.

WHereas by an Act of General Aſſembly made in the ſecond year of the Reign of her preſent Majeſty, entituled, *An Act for the laying out, regulating, clearing and preſerving publick common Highways thro' out this Colony,* It is enacted, That all the *Roads* and *Publick* Vid. pag. 48.

High-ways by the ſaid Act intended, ſhall be of four Rod at the leaſt, in ſuch as then were uſed and laid out, and all new publick Roads or High-ways, that ſhould be laid out by virtue of the ſaid Act, be of the breadth of ſix Rod, Engliſh Meaſure. And for the better putting in execution the ſaid Act, Commiſſioners were in and by the ſame appointed, nominated, impowered and required with all convenient ſpeed to put the ſaid Act in due execution thro' the reſpective Counties and Diſtricts for which they were nominated and appointed. Foraſmuch as the County of *Richmond* being ſmall, and to prevent as much that Land may not lie waſte and be rendred uſeleſs, and the inconveniency, charge and burthen that may attend ſundry Perſons, and by reaſon the Inhabitants of the County have but ſmall Tracts of Land, and want the benefit of Commons, as other Counties in this Colony enjoy, and for the ſpeedy and effectual putting in execution the before recited Act, *Be it Enacted by the Governor, Council and Aſſembly, and by the Authority of the ſame,* That the great Road within the County of *Richmond* ſhall only extend in breadth four Rod, Engliſh Meaſure, and no more; and the leſſer Roads in the ſaid County ſhall be of the breadth of three Rod, Engliſh Meaſure, and no more; except, and always provided, where and when a Road is or ſhall be directed and laid out thro' any Perſon's Land, who by his Patent is obliged to allow a greater breadth for Roads and High-ways, any thing in the ſaid recited Act mentioned to the contrary hereof in any wiſe notwithſtanding.

Altered by the 5th of K. Geo.

And be it further Enacted by the Authority aforeſaid, That all the Inhabitants in each reſpective Diviſion within the ſaid County, ſhall contribute, aid and aſſiſt to clear, repair, amend and preſerve all ſuch High-ways which are or ſhall be appointed and laid out within the ſaid County by the Commiſſioners nominated in the before recited Act. And the ſaid Commiſſioners are hereby impowered to make out and ſend Orders, from time to time, to ſummons the ſeveral Inhabitants of their reſpective Diviſions, within the County of *Richmond*, for the clearing, repairing and preſerving all and every, or any part of the Roads and High-ways made or to be laid out, as aforeſaid; and all and every Inhabitant refuſing, delaying and denying to obey any ſuch Order or Summons of the ſaid Commiſſioners, as aforeſaid, ſhall forfeit and pay for every ſuch Offence *ſix Shillings* current Money of this Colony, and on Non-payment thereof, the Commiſſioners aforeſaid, on Oath made before the ſaid Commiſſioners, by one credible Witneſs, of ſuch neglect, refuſing, delaying or denying to obey any Order or Summons, are hereby authorized and impowered to iſſue forth their Warrants under their hands and ſeals, to any Conſtable, to make diſtreſs, and levy the ſame on the Goods and Chattels of the Party or Partys ſo offending, as aforeſaid, as in the ſaid recited Act is mentioned; which Forfeiture ſhall be imployed to the uſe and purpoſe aforeſaid, and the Over-plus (if any be) of ſuch Diſtreſs and Sale, after the Charges thereof ſhall be paid and deducted, ſhall be returned to the Owner or Perſon on whom ſuch Diſtreſs ſhall be made.

All Inhabitants to aſſiſt in repairing High-ways.

Penalty for not appearing on the High-ways.

And whereas there is wanting in the ſaid County of *Richmond* a County Goal

Goal and County Houſe, which the Inhabitants thereof are not enabled by a particular Law to aſſeſs, levy and collect Money for the building and erecting the ſame, *Be it further Enacted by the Authority aforeſaid*, That the Juſtices of the Peace for the ſaid County, or the major part of them, at their Quarter-Seſſions, or other-ways, ſhall have full power to order, direct and appoint, under their hands, the building and erecting ſuch County-Goal and County-Houſe, aforeſaid, on ſuch convenient Place or Places near the middle of the ſaid County, (ſaving the Property of others) and to calculate, ſettle, agree, eſtimate and examine the Charge of ſuch Erections and Buildings herein before mentioned; which ſaid Calculation and Eſtimate of the Charges (provided the ſame do not exceed the Sum of two hundred Pounds) ſhall be delivered, with a Warrant under the hands of the Juſtices, unto the reſpective Aſſeſſors of each Diviſion of the ſaid County, who ſhall equally, juſtly and impartially rate and aſſeſs the Free-holders and Inhabitants of the ſaid County, which ſaid Rate and Aſſeſſment ſhall be delivered unto the reſpective Collectors of each Diviſion in the ſaid County, with all convenient ſpeed, and the Money ſo collected ſhall remain in the hands of the ſaid Collectors, who ſhall make payment thereof, for the Uſes aforeſaid, to ſuch Perſons and in ſuch manner as ſhall be directed and appointed under the hands of the Juſtices of the Peace of the ſaid County, or the major part of them, on the Penalty of forfeiting the Sum of *two hundred Pounds* for the Uſes aforeſaid, to be recovered in any of her Majeſtys Courts of Record within this Colony. And the Aſſeſſors and Collectors before-mentioned, that ſhall refuſe to undertake the ſaid ſeveral and reſpective Services, or who ſhall neglect or make default of their reſpective Duties therein, ſhall pay and forfeit the Sum of *Two Pounds* for ſuch Refuſal; and every willful Default and Neglect of his Duty to be recovered and levyed by Diſtreſs and Sale of the Offenders Goods and Chattels, by Warrant under the Hands and Seals of two Juſtices of the Peace of the ſaid County, provided Oath be firſt made of the ſaid Offence, before ſuch Juſtices, by one or more credible Witneſs; which ſaid Forfeiture ſhall be imployed to the uſe of the building aforeſaid, and the Over-plus (if any be) of ſuch Diſtreſs and Sale, after the charges thereof ſhall be paid and deducted, ſhall be return'd to the Owner or Perſon on whom ſuch Diſtreſs ſhall be made.

County Goal to be built.

The Sum to be raiſed.

Penalty on Officers neg. their duty.

The following Acts were alſo Paſſed at the ſame Time, viz.

An Act for granting ſundry Priviledges and Powers to the Rector and Inhabitants of the City of *New-York*, of the Communion of the *Church of England*, as by Law eſtabliſhed.

An Act to charge this Colony with 143*l.* 10*s.* 10*d.* for fiting up a Room for the General Aſſembly, with a Lobby in the City-Hall of New-York.

An Act for the better Explaining an Act, entituled, An Act to oblige Perſons to pay their Arrears of 1000*l.* Tax.

First Sessions of the second Assembly, 3d of Q. *Anne.* 1705.

An Act to Prevent the Runing away of Negro Slaves out of the City and County of *Albany*, to the *French* at *Canada.*

WHereas the City and County of *Albany* are the Frontiers of this Province towards the *French* of *Canada*, and that it is of great concerns to this Colony, during this time of War with the *French*, that no Intelligence be carried from the said City and County to the *French* at *Canada*. And whereas the Justices of the Peace for the said City and County, at a Court of Sessions held at the City-hall of the said City of *Albany*, on the fifth Day of *June*, of this present year of our Lord One Thousand Seven Hundred and Five, did recommend to the Representatives of the said City and County, to lay before the Assembly of this Province, now convened, the fears and jealousies they have, that several Negro Slaves belonging to the Inhabitants there, have a design to leave their respective Owners, and go to the *French* at *Canada*, as some have already done, which has and would be to the great loss and detriment of the Owner or Owners of such Negro Slave or Slaves, and also of very pernicious consequence to the whole Province; all which being consider'd by the General Assembly, *Be it Enacted, and it is hereby Enacted by his Excellency the Governour, Council and Assembly, and by the Authority of the same*, That all and every Negro Slave or Slaves belonging to any of the Inhabitants of the City and County of *Albany*, who shall from and after the first day of *August*, of this present year of our Lord One thousand seven hundred and Five, be found travelling forty Miles above the City of *Albany*, at or above a certain place called *Sarachtage* (unless in company of his, her or their Master, Mistress, or such imployed by them, or either of them) and be thereof convicted by the Oaths of two or more credible Witnesses before the Court of Sessions of the Peace of the said City and County (which Court of Sessions are hereby authorized and impowered to hear and determine the same, in manner aforesaid, and thereupon to award Execution) he, she or they so convicted, shall suffer the Pains of Death, as in cases of Felony.

Negroes travelling forty Miles beyond Albany guilty of Felony.

And be it further Enacted by the Authority aforesaid, That all and every Negro Slave or Slaves belonging to any of the Inhabitants of the City and County aforesaid, who after the first day of *August* aforesaid, shall be found offending against this Act, he, she or they is or are to be immediately conveyed to the next Justice of the Peace of the said County, and be by him committed to Goal without Bail or Mainprize, until he, she or they be thence delivered by due course of Law. And the said Justice of the Peace is hereby required to give or send immediate Notice thereof, unto the Owner or Owners of such Slave or Slaves, to the end such Owner or Owners do within two days next and after the receipt of such Notice appear

How they shall be prosecnted.

appear before ſome Juſtice of the Peace of the ſaid County, and nominate one or more indifferent Perſons to appraiſe and value the Negro ſlave or ſlaves ſo taken and committed, as aforeſaid. And the ſaid Juſtice of the Peace is hereby required and impowered to nominate and appoint as many more indifferent Perſons to joyn with the Perſons nominated by the Owner or Owners of ſuch Slave or Slaves, to appraiſe and value the ſame, which perſons ſo choſen, are to return their Appraiſement to the Juſtice aforeſaid, under their hands and ſeals, within two days next and after their being nominated and appointed; which ſaid Appraiſement, ſo made, the ſaid Juſtice of the Peace is to return the ſame to the next Court of Seſſions; and if ſuch Negro Slave or Slaves, offending in manner aforeſaid, be thereof convicted and executed for the ſame, the ſaid Court of Seſſions is hereby directed and impowered to cauſe the Sum of the Appraiſement of ſaid Negro ſlave or ſlaves, together with the charges of Proſecution, provided the ſaid Proſecution doth not exceed *Ten Pounds*, to be rated, aſſeſſed and levyed on all and every Perſon and Perſons having Slave or Slaves, within the ſaid City and County, in ſuch ways and manners as other the publick Charges of the ſaid City and County, are levyed. *Provided Always*, The ſame be aſſeſſed, levyed, collected and paid to the Treaſurer of the ſaid County within three Moneths next and after the Execution of ſuch Slave or Slaves. And the ſaid Treaſurer is hereby directed within eight days next and after his Receipt thereof, out of the ſaid Money ſo to him paid, to defray the Charges of the ſaid Proſecution, not exceeding *Ten Pounds*, as aforeſaid, and pay to the Owner or Owners of ſuch Slave or Slaves the full value ſuch Slave or Slaves were appraiſed for, whoſe Receipt ſhall be his ſufficient Diſcharge.

If any Negro's be executed the Owners to be paid according to their appraiſement.

And that no Difference may ariſe concerning the Value of the Slave or Slaves for whom the Owners are to pay in manner aforeſaid, *Be it Enacted by the Authority aforeſaid*, The Negro Slave or Slaves in the City and County aforeſaid, when any ſuch accident ſhall happen, are to be rated and aſſeſſed at the Rates and Prices herein after expreſt, that is to ſay, Every Negro Slave, Male or Female, from the Age of Fifteen years, and upwards, being fit for Service, at *Thirty Pounds*. And if any Difference do ariſe whether any Negro be fit for Service, the ſame is to be adjudged by the next Juſtice of the Peace.

And be it further Enacted by the Authority aforeſaid, That the reſpective Court or Seſſions, and Juſtices of the City and County aforeſaid, are hereby fully impowered and authorized to cauſe this Act to be put in execution, any Law, Uſage or Cuſtom to the contrary hereof notwithſtanding. *Provided Always*, That this Act, and every Article and Charge therein contained, ſhall only be of Force during this preſent War with the *French*, and no longer. *Provided alſo*, That this Act, nor any Clauſe therein contained, ſhall be conſtrued to exempt the Negro ſlaves of the ſaid City and County from the Penalties for other his, her or their Offences mentioned in an Act of Aſſembly made in the firſt year of her Majeſties Reign, entituled, *An Act for Regulating Slaves*, any thing to the contrary hereof notwithſtanding.

An Act for Reving and Continuing an Act, entituled, *An Act for Regulating Slaves.*

WHereas an Act, entituled, *An Act for Regulating Slaves*, made in the year of our Lord One Thouſand Seven Hundred and Two, is expired by its own Limitation, which ſaid Act hath been of great uſe to this Colony, *Be it Enacted by his Excellency, the Governour, the Council and Aſſembly, and by the Authority of the ſame*, That the ſaid herein before-recited Act, and every Article, Clauſe and Thing therein mentioned and expreſſed, ſhall be, and is hereby Revived, Renewed, Continued, and ſhall be in full Force and Virtue for Seven Years from the Publication hereof, any thing to the contrary hereof, in any wiſe notwithſtanding.

An Act for continuing an Act for the laying out, regulating, clearing and preſerving publick common High-ways through-out this Colony.

WHereas the Powers granted to the Commiſſioners mentioned in an Act for the laying out, regulating, clearing and preſerving publick common High-ways thro-'out this Colony, made in the year of our Lored Seventeen hundred and three, will expire by its own Limitation in the Month of *June* next, whereby the Service by that Act intended will in all Probability remain undone and imperfect, and it being neceſſary and requiſite the ſame ſhould be performed and fully accompliſhed, *Be it therfore Enacted by his Excellency, the Governor, the Council and Aſſembly, and by the Authority of the ſame*, That the ſaid herein before recited Act, and every Article, Clauſe and Thing therein mentioned and expreſſed, ſhall be, and is hereby continued to be in full Force and Virtue for Three Years from the Nineteenth Day of *June* next enſuing, and from thence to the end of the next Seſſions of General Aſſembly, and no longer, any thing to the contrary hereof in any wiſe notwithſtanding.

An Act for defraying the common and neceſſary Charge in the Mannor of *Ranſlaerwick* in the County of *Albany*.

BE it *Enacted by the Governor, Council and Aſſembly, and by the Authority of the ſame*, That for the better defraying the common and neceſſary Charge of the Manner of *Ranſlaerwick* in the County of *Albany*, as well as what is already paſt, as the preſent and

and future Charges, That it ſhall and may be lawful for the Inhabitants of the Mannor of *Ranſlaerwick*, being Free-holders, to elect and chuſe yearly and every year, one Supervizor, one Treaſurer, one Aſſeſſor, and one Collector for the ſaid Mannor, who ſhall have the ſame Power, Authority, Office and Function, and do, perform, execute and ſerve, and be liable to the ſame Pains and Penalties as the Supervizors, Treaſurers, Aſſeſſors and Collectors of the ſeveral and reſpective Counties within this Colony have, ought, or are intended to have, do, perform and be liable to, by one certain Act of General Aſſembly, paſt in the year of our Lord, Seventeen hundred and three, entituled, *An Act for the better explaining and more effectual putting in execution an Act of General Aſſembly, made in the third year of the Reign of the late King* William *and Queen* Mary, *entituled, An Act for defraying the publick and neceſſary Charge thro'-out this Province, and for maintaining the Poor, and preventing Vagabonds.*

And be it further Enacted by the ſame Authority, That the Wages and Charge of their Repreſentative or Deputy in General Aſſembly ſhall be the ſame as in the other Cities and Counties, which is and ſhall be *Ten Shillings per Diem*; and that as to what relates to the Wages and Charges of Repreſentatives in General Aſſembly, the Inhabitants of the ſame Mannor ſhall only be liable to defray the Wages and Charge of their own Repreſentatives or Deputy in General Aſſembly, and not otherwiſe.

An Act for an allowance to the Burgeſs of the Burrough of *Weſtcheſter.*

FOraſmuch as the Burgeſs of the Burrough of *Weſtcheſter* cannot officiate and diſcharge the Truſt repoſed in him, without being at Charge and Expence, *Be it Enacted by his Excellency the Governor, the Council and Aſſembly, and by Authority of the ſame*, That the Wages and Allowance to the ſaid Burgeſs for the ſaid Burrough from the firſt Day of this preſent Seſſions of Aſſembly, and forever hereafter ſhall be, as is eſtabliſhed, *viz. Ten Shillings per Day*, current Money of this Colony. And the Mayor or deputy Mayor, or any two of the Aldermen, for the time being, are hereby authorized, appointed and required to raiſe, or cauſe to be raiſed, levyed and collected in the ſaid Burrough of *Weſtcheſter*, and to pay the ſame to their Burgeſs, in ſuch manner, and by ſuch ways and methods, and for default and Non-payment of the ſaid Wages and Allowance, under ſuch Pains, Penalties, Fines, Forfeitures and Puniſhments as are mentioned, contained and expreſſed in a certain Act of Aſſembly made in the year of our Lord, Seventeen hundred and three, entituled, *An Act for the better explaining and more effectual putting in execution an Act of General Aſſembly made in the third year of the Reign of the late King* William *and Queen* Mary, *entituled, An Act for defraying the publick & neceſſary Charge thro'-out*

thro'-out this Province, and for maintaining the Poor, and preventing Vagabonds, as fully and in like manner as if the ſame were particularly and at large recited and ſet down in the Body of this Act, any thing contained therein to the contrary hereof in any wiſe notwithſtanding.

Acts paſſed in the Second Seſſions of the ſecond Aſſembly.

An Act for levying and collecting the Sum of 1300 *l.* for the Defence of the Fronteers.

An Act to enable the Juſtices of the Peace for the City and County of *Albany* to raiſe the Sum of 100 *l.* for the Re-building of a common Goal and City Hall.

An Act to enable *William Bradford* of the City of *New-York*, Printer, to ſell and diſpoſe of the Real Eſtate of *John Dewsbury* late of *Oyſterbay* in *Queens-County*, within this Colony, deceaſed, for the Payment of Debts.

An Act for the better Explanation and more effectual putting in execution an Act of General Aſſembly, entituled, An Act for ſettling a Miniſtry and raiſing a Maintenance for them in the City of *New-York*, County of *Richmond*, *Weſtcheſter* and *Queens County*.

An Act for the Preſervation of Deer.

BE it Enacted by the Governour, Council and Aſſembly, and by the Authority of the ſame, That whoſoever within the Counties of *Suffolk*, *Queens County*, *Kings County*, *Weſtcheſter* or *Richmond*, Chriſtian or Indian, Free-men or Slave, after the firſt Day of *January*, which will be in the year of our Lord Seventeen Hundred and Five, ſhall kill or deſtroy any Buck, Doe or Fawn, or any ſort of Deer whatſoever,

The times that Deer ſhall not be

at any time of the year except only between the firſt Day of *Auguſt* and the firſt Day of *January*, ſhall Forfeit and pay the Sum of Twenty Shillings, lawful Money of *New-York*, or in default thereof ſuffer Impriſonment for the term and ſpace of twenty Days without Bail or Mainprize, unleſs within that time he or they pay the Forfeiture aforeſaid, the one half where-

Penalty for killing of Deer

of ſhall be to him who ſhall proſecute and ſue for the ſame before any one of her Majeſties Juſtices of the Peace where ſuch Offence ſhall be committed, who is hereby authorized, impowered and required to hear and determine the ſame at his diſcretion, and the other half to the Poor of the reſpective County where any Perſon or Perſons ſhall be of ſuch Offence convicted.

And be it alſo Enacted by the Authority aforeſaid, That whatſoever

Dogs that are found hunting of Deer to be ſhot,

Dog or Dogs ſhall be found hunting or chaſing any Buck, Deer or Fawn, or any ſort of Deer whatſoever, between the ſaid firſt Day of *January*, and the firſt Day of *Auguſt* yearly, ſhall and may be, and hereby are required to be ſhot and kill'd or otherwiſe deſtroyed, any Law to the contrary hereof notwithſtanding. And the ſeveral Juſtices of the Peace within the ſaid Counties, and every of them are hereby required to ſee this Act, and every Clauſe therein put in Execution, according to the true intent and meaning thereof.

And

And be it further Enacted by the Authority aforeſaid, That the Keepers of the Goals, for the Counties aforeſaid, reſpectively, having a Warrant from one of her Majeſties Juſtices of the Peace for that County, ſhall receive ſuch Offender or Offenders into their reſpective Goals, and him or them in ſafe and cloſe Cuſtody keep for the Term aforeſaid, on Penalty for neglect or refuſal to pay double the Forfeiture aforeſaid, to be recovered in any of her Majeſties Courts of Seſſions, and to be applyed in manner before expreſt. *Provided Always*, That this Act ſhall be and remain in full Force for the ſpace of Seven Years from the firſt Day of *January*, next, and no longer.

[*This Act is Revived and Continued till the Year* 1730. *by an Act paſſed in the ſecond year of King* George.]

Third Seſſions of the 2d Aſſembly, 5th of Q *Anne*, 1706.

An Act to Encourage the Baptizing of Negro, Indian and Mulatto Slaves.

WHereas divers of her Majeſty's good Subjects, Inhabitants of this Colony, now are and have been willing that ſuch Negro, Indian and Mulatto Slaves, who belong to them, and deſire the ſame, ſhould be baptized, but are deter'd and hindred there-from by reaſon of a groundleſs Opinion that hath ſpread it ſelf in this Colony, that by the baptizing of ſuch Negro, Indian or Mulatto Slave they would become Free, and ought to be ſet at liberty. In order therefore to put an end to all ſuch Doubts and Scruples as have, or hereafter at any time may ariſe about the ſame, *Be it Enacted by the Governour, Council and Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That the baptizing of any Negro, Indian or Mulatto Slave ſhall not be any cauſe or reaſon for the ſetting them or any of them at liberty.

And be it Declared and Enacted by the Governor, Council and Aſſembly, and by the Authority of the ſame, That all and every Negro, Indian, Mulatto and Meſtee Baſtard Child and Children, who is, are and ſhall be born of any Negro, Indian, Mulatto or Meſtee, ſhall follow the State and Condition of the Mother, and be eſteemed, reputed, taken and adjudged a Slave and Slaves, to all intents and purpoſes whatſoever.

Provided always, and be it Declared and Enacted by the Authority aforeſaid, That no Slave whatſoever in this Colony ſhall at any time be admitted as a Witneſs for or againſt any Free-man, in any Caſe, Matter or Cauſe, Civil or Criminal, whatſoever.

An Act for the better Raiſing, Levying and Defraying the neceſſary Charge of the Mannor of *Ranſlaerwick* in the County of *Albany.*

BE it *Enacted by the Governor, Council and Aſſembly, and by the Authority of the ſame,* That the Supervizor for the Mannor of *Ranſlaerwick* in the County of *Albany,* for the time being, ſhall yearly and every year, with the other Supervizors of the ſaid County, as according to the late Act of General Aſſembly, ought to be done, compute all ſuch neceſſary and Contingent Charge as he and they ſhall find the ſaid County properly Chargeably with, and alſo ſhall himſelf compute and aſcertain the neceſſary and Contingent Charge that peculiarly hath been, now is and annually hereafter ſhall or may be in the ſaid Mannor, and the ſame tranſmit, under his Hand and Seal, to the Aſſeſſors for the ſaid Mannor, and that the ſame be collected, levyed and paid in ſuch methods as by an Act of General Aſſembly, entituled, *An Act for the better explaining and more Effectual putting in Execution an Act of General Aſſembly made in the third year of the Reign of the late King* William *and Queen* Mary, *entituled, An Act for Defraying the publick and neceſſary Charge through-out this Province, and for maintaining the Poor and preventing Vagabands,* and one other act, entituled, *An Act for defraying the common and neceſſary Charge of the Mannor of Ranſlaerwick in the County of Albany,* is Enacted, directed and provided.

And be it further Enacted by the Authority aforeſaid, That the Inhabitants of the ſaid Mannor, being Free-holders, ſhall yearly and every year, Elect and chuſe, by majority of Voices, three Aſſeſſors and three Collectors, to ſerve for the Mannor aforeſaid, who ſhall have the ſame Power, Authority, Office and Function, and do, perform, execute and ſerve, and be liable to the ſame Pains and Penalties as other Aſſeſſors and Collectors, by the Laws of this Colony ought, or are intended to have, do, perform, and are liable to.

And be it further Enacted by the ſame Authority, That for the preventing of all ſhifts and Tricks contrived to evade the force of this or any former Act, *It is hereby declared,* That the Mannor aforeſaid, can by no reaſonable Conſtruction be intended to be divided from the ſaid County, nor that the Charge for killing of Wolves can be laid on the ſaid Mannor only, but is properly Chargeable on the whole County of *Albany* aforeſaid.

The following Acts were alſo paſſed at the ſame time.

An Act to enable the Mayor, Alder-men and Common-Council of the City of New-York, to carry on the Fortifications of the ſaid City.

An Act for raiſing the Sum of Three Thouſand Pounds towards defraying the Expence of Fortifying the City of New-York.

An Act for raiſing a Fund of 983*l.* 10*s.* for the Defence of the Fronteers, *&c.*

First Sessions of the Third Assembly, 7th of Q. *Anne*, 1708.

An Act to prevent Damages by Swine in the County of *Westchester*, *Queens-County* & the County of *Richmond*.

BE it *Enacted by the Governour, Council and Assembly, and by the Authority of the same*, That within the County of *Westchester*, *Queens County*, and the County of *Richmond*, from and after the First Day of *March* now next ensuing, no Swine, small nor great, shall or do run at liberty in the Streets, Meadows or undivided or common Land, or within their neighbours Fields or Inclosures, upon any pretence or excuse whatsoever, under penalty, That it shall and may be lawful for any person or persons who shall find any Swine at liberty, as aforesaid, after the first Day of *March*, either in the Streets, Meadows, Common or undivided Lands, or the Fields or Inclosures of any person, except the Fields and Inclosures of the Owners of the said Swine, to take the said Swine, and them to Impound in any Pound in the said Town or Precinct where they shall be taken, there to remain until the Owner or Owners of such Swine shall pay and satisfie for the first Offence the Sum of Nine Pence, lawful Money of this Colony, for each Swine so found and pounded, to him who shall take, impound and keep the same; and for the second Offence, and every Offence after, the Sum of Three Shillings, to be paid in manner aforesaid. And in case it shall so happen, that after eight and forty Hours notice of such Impounding, the Owner or Owners of such Swine shall or will not redeem his or their Swine, by paying the Penalties aforesaid, that then it shall and may be lawful for the person or persons so taking and impounding such Swine, to expose the same to open Sale to the highest Bidder, and the Money arising from such Sale to dispose of, the one half to his own proper use, and the other to the Overseers, for the use of the Poor of the Town or Precinct where such Swine shall be taken and impounded.

Swine not to run at large.

On pain to be impounded.

Second time to pay 3 s. per head.

And be it further Enacted by the same Authority, That it shall and may be lawful for every man to make a Pound within and upon his own Grounds; and that this Act shall in no ways bar or exclude any man from his Damages done by any Swine, but that the same may be had and recovered, as if this Act had never been made.

Any man may make a Pound on his own land.

Provided always, That every and all Act and Acts heretofore made to Remedy Damages done by Swine, be and continue in their full force, any thing in this Act notwithstanding. And that this Act shall remain in force for the space of Five Years, from the said First Day of *March* only.

[*This Act is continued till the year* 1729. *by the* 8*th of K.* George.]

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An Act for Suppreſſing of Immorality.

WHereas Prophaneneſs and Immorality have too much abounded within this Colony, to the ſhame of *Chriſtianity*, and the great grief of all good and ſober Men; For the ſuppreſſing whereof, for the future, *BE it Enacted by the Governour, Council and Aſſembly now met and aſſembled, and by the Authority of the ſame,* That all *Chriſtians* whatſoever within this Province, who ſhall be convicted of Drunkenneſs, Curſing or Swearing, by the information of every Conſtable within their reſpective Precincts, or of any other perſon whatſoever, before any one of her Majeſties Juſtices of the Peace of the City or County where ſuch fact is committed, by the confeſſion of the Offender, or the Oath or Atteſtation of one credible Witneſs (which every Juſtice of the Peace is hereby authorized to adminiſter) every perſon, ſo convicted, ſhall be fined by the ſaid Juſtice of the Peace for Drunkenneſs, Curſing or Swearing, in the Sum of *Three Shillings*, Money of the Province of *New-York*, for each Offence: All which Fines to be immediately levyed upon the Offenders Goods and Chattels, by the Conſtable aforeſaid, by Warrant from the ſaid Juſtice of the Peace; and for want of effects to make ſuch Diſtreſs, the ſaid Conſtable, by Warrant from the ſaid Juſtice of the Peace ſhall commit the Offender to the Stocks, for the ſpace of Four Hour, for Drunkenneſs, and two hours for Curſing or Swearing; and each Diſtreſs, ſo made as above-ſaid, to be by the ſaid Conſtables ſold at a publick Out-cry (unleſs redeemed by paying the Fine within three Days) and after full payment of the ſaid Fine, the Over-plus (if any be) ſhall be returned to the Owner; and all ſuch Fines to be by the Conſtables aforeſaid, immediately paid to the Over-ſeers for the Poor of the ſaid City or County where ſuch Fact is committed, for the uſe of the Poor of that City or County; for all which Fines the Over-ſeers of the Poor ſhall be accountable yearly to the Juſtices in their General Quarter-Seſſions of the Peace. And every Negro, Indian, or other Slaves, that ſhall be found guilty of any of the above-ſaid Facts, or talk impudently to any *Chriſtian*, ſhall ſuffer ſo many Stripes at ſome publick Place, as the Juſtice of the Peace in ſuch place where ſuch Offence is committed, ſhall think fit, not exceeding Forty; any Law, Cuſtom or Uſage to the contrary hereof in any ways notwithſtanding.

An Act for preventing the Conſpiracy of Slaves.

BE *it Enacted by the Governour, Council and Aſſembly, and it is hereby Enacted by the Authority of the ſame,* That all and every Negro, Indian or other Slave or Slaves within this Colony, who at any time after the execrable and barbarous Murther committed on the Perſon and Family of *William Hallet, jun.* late of *New-Town* in *Queens-County*, Gentleman, deceaſed, have, has or ſhall Murder, or otherwiſe

wiſe Kill, unleſs by Miſ-adventure, or in execution of Juſtice, or Conſpire, or Attempt the Death of his, her or their Maſter or Miſtriſs, or any other of her Majeſties leige People, not being Negroes, Mulotta's or Slaves, within this Colony, and ſhall thereof be lawfully convicted before three, or more, of her Majeſties Juſtices of the Peace (one whereof to be of the Quorum) who are hereby authorized and impowered to hear and determine the ſame, and put their Judgments in execution, according to this Act, or before any Court of *Oyer* and *Terminer*, or general Goal Delivery, he, ſhe or they ſo offending ſhall ſuffer the Pains of Death in ſuch manner, and with ſuch Circumſtances as the Aggravation and Enormity of their Crime, in the Judgment of the Juſtices, aforeſaid, of thoſe Courts ſhall merit and require.

Negro Slaves that plot and contrive to kill ſhall ſuffer Death.

And be it further Enacted by the Authority aforeſaid, That the Owner or Owners of ſuch Negro or Indian Slave or Slaves to be executed by virtue of this Act, ſhall be paid for the ſame in the like manner, and under the ſame Regulations as is declared in and by an Act of the General Aſſembly of this Colony, made in the Fourth year of her Majeſties Reign, entituled, *An Act to prevent the Runing* away of *Negro Slaves out of the City and County of* Albany, *to the* French *at* Canada. *Provided*, The value of ſuch Slaves ſhall not exceed the price of twenty five Pounds lawful Money of this Colony, nor the Charges of Proſecution above five Pounds.

Negroes that that are executed ſhall be paid for.

An Act for the more effectual Preſervation of Deer and other Game, and the Deſtruction of Wolves, Wild Cats and other Vermin.

BE it *Enacted by the Governour, Council and General Aſſembly, and by the Authority of the ſame*, That from and after the Publication hereof, whatſoever perſon or perſons, Free-man or Slave, Chriſtian or Indian, ſhall deſtroy or kill any Wolf or Wolves, or their Whelp or Whelps, any Wild Cat or Wild Cats, their Catling or Catlings, any Fox or Foxes, their Puppy or Puppies, any Squerrils, Crows and Black-birds, or their Young ones in the Counties of *Suffolk*, *Queens County* and *Kings County*, ſhall have and receive as a Reward for each Wolf ſo deſtroyed and killed, the Sum of Five Pounds current Money of this Colony; and for every ſuch Whelp under a year old, ſo deſtroyed and killed, the Sum of Fifty Shillings current Money aforeſaid. And for each Wild Cat and Fox, the Sum of Three Shillings; and for each their Catlings, Puppies or Cubs, Eighteen Pence; and for each Squerril Three Pence, and for each Crow Three Pence; and for every their Young Ones, two Pence; and for Black-birds after the rate of Four Pence half Penny the Dozen, and their young ones, three Pence the Dozen. And that in the County of *Richmond*, for killing Wild Cats, Foxes, Crows and Black-birds and their young Ones, the like Price and Reward above-mentioned.

And for the more effectual payment of the ſaid Rewards, *Be it Enacted*,

by the Authority aforeſaid, That the ſame Rules, Courſes and Methods, Forfeitures and Penalties be had and uſed in all and every reſpect, as are enacted, mentioned and expreſt in an Act made in the firſt year of her Majeſtys Reign, entituled, *An Act for deſtroying of Wolves within this Colony.*

And for the Preſervation of Deer, and other Game, within the Counties of *Suffolk*, *Queens County* and *Kings County* aforeſaid, *Be it Enacted by the Authority aforeſaid*, That whoſoever within the Counties laſt above mentioned, Chriſtian or Indian, Free-man or Slave, after the Publication hereof, ſhall kill or deſtroy any Buck, Doe or Fawn, or any ſort of Deer whatſoever, any Wild Turkys, Heath-Hens, Partridges or Quails, their Eggs or young Ones, at any time of the year, except the times and ſeaſons herein after mentioned and expreſt, that is to ſay, for Deer, between the firſt Day of *Auguſt* and the firſt Day of *January*; and for Turkys, Heath-Hens, Partridges and Quails, between the firſt Day of *Auguſt* and the firſt Day of *April*, ſhall forfeit and pay for every ſuch Buck, Doe Fawn or other Deer ſo killed or deſtroyed, as aforeſaid, the Sum of Thirty Shillings lawful Money of New-York, or in default thereof ſuffer Impriſonment for the term and ſpace of Thirty Days, without Bail or Mainprize, unleſs within that time he or they pay the Forfeiture aforeſaid; and for every Wild Turky, Chicken, or Eggs, killed or deſtroyed, as aforeſaid, the Sum of Five Shillings, like current Money aforeſaid, or in default thereof ſuffer Impriſonment for the ſpace of Five Days, as above-ſaid: And for every Heath-Hen, Partridge or Quail, their Eggs or young Ones ſo killed or deſtroyed, as above-ſaid, the Sum of Two Shillings and ſix Pence, or two Days and one halfs Impriſonment, as aforeſaid; One half of all ſuch Forfeitures ſhall be to him who ſhall proſecute and ſue for the ſame before any one of her Majeſtys Juſtices of the Peace where ſuch Offence ſhall be committed, who is hereby Authorized, impowered and required to hear and determine the ſame, and the other half to the Poor of the reſpective County where any perſon or perſons ſhall be of ſuch Offence convicted.

The times that Deer, &c. ſhall not be killed.

And Penalty for tranſgreſſing therein.

And for the better Convicting of the Offenders in all or any the caſes aboveſaid, *Be it Enacted by the Authority aforeſaid*, That whatſoever perſon or perſons with whom ſhall be found, or ſhall expoſe to ſale any green Deer Skins, freſh Veniſon or Deers Fleſh, Wild Turkeys, Heath-Hens, Partridges or Quails, their Eggs or young Ones, at any other time of the year than what is before excepted, ſhall be held, deemed and judged guilty of the ſaid Offence, and be thereof Convict, unleſs he or they ſhall proſecute and convict ſome other perſon to have done the ſame; and that the ſame green Deer Skins, freſh Veniſon or Deers Fleſh, Wild Turkeys, Heath-hens, Partridges or Quails, their Eggs and young Ones, ſo found as aforeſaid, or any other probable Circumſtance, at the Diſcretion of the Juſtice before whom ſuch Offence ſhall be tryed, ſhall be held to be good Evidence in the Offences aforeſaid.

How Offenders ſhall be Convicted.

And be it further Enacted by the Authority aforeſaid, That if any Juſtice of the Peace ſhall neglect or refuſe to hear and determine any of the Caſes aforeſaid, according to the Rules and Directions before-mentioned, every

ſuch

ſuch Juſtice of the Peace ſo neglecting or refuſing, as above-ſaid, ſhall forfeit for every ſuch Neglect or Refuſal the Sum of Three Pounds lawful Money of New-York aforeſaid, to be recovered in any Court of Record, or other of her Majeſties Courts within the ſame County where ſuch Juſtice of the Peace doth belong, the one half whereof to him who ſhall proſecute and ſue for the ſame, and the other half to the Treaſurer of the County where the ſaid Offence ſhall be committed, and proſecution made, to and for the uſe of the ſame County. *Provided*, That nothing herein contained is intended, or ſhall be conſtrued to Repeal or alter one certain Act of Aſſembly made for the Preſervation of Deer in the year of our Lord Seventeen Hundred and Five, ſaving the Forfeiture for Deſtroying of Deer; but the ſame Act in every other part thereof is hereby confirmed. *Provided always*, That the whole Reward for deſtroying of Wolves and their Whelps is declared and intended to be only Five Pounds for a grown Wolf, and Fifty Shillings for each Whelp in the whole, the ſaid Act made in the firſt year of her Majeſtys Reign *for Deſtroying of Wolves* notwithſtanding.

Peualty on Juſtices for neglect of their Duty.

An Act for the Explaining an Act, entituled, *An Act for the Laying out, Regulating, Clearing aud Preſerving Publick Common High-ways through-out this Colony.*

FOr the better Explaining and rendring effectual one Act of General Aſſembly, entituled, *An Act for the laying out, regulating, clearing and preſerving publickcommon High-ways thro'-out this Colony*, made in the year of our Lord One thouſand ſeven hundred & Three, and ſince by one other Act of Aſſembly, continued, and ſtill in force, *Be it Enacted by the Governour, Council and Aſſembly, and by the Authority of the ſame*, That the Free-holders and Inhabitants of the ſeveral Towns, Precincts, by and through which Lands any common High-ways have uſed to run, or have been aſcertained and laid out, are, and ſhall be hereby bound and obliged to clear, preſerve and maintain the ſame High-ways, by cutting up the Bruſh, pulling up all Stones, great and ſmall, that can be raiſed and carried off, the breadth of a Rod, and the Limbs of all Trees hanging over the ſaid Roads to be lopt and carried off; and ſo often as they, or any of them ſhall have notice from the Commiſſioners, or Surveyors or Over-ſeers of the High-ways, for the time being, through-out this Colony reſpectively, by themſelves or their Servants, ſhall work and labour for the clearing, levelling and amending the ſame High-ways, not exceeding ſix days in the year, under the Penalty of three Shillings for each Day every perſon ſhall neglect or refuſe ſuch Service, to be levyed by the Conſtable in each Town and Precinct, by Diſtreſs and Sale of the Offenders Goods and Chattles, by Warrant from the Commiſſioners, Surveyors or Over-ſeers of the High-ways, for the time being, in every County or Town, or the major part of them reſpectively, returning the over-plus of ſuch Sale to the Owner.

How Roads & High-ways ſhall be cleard and preſerved

Penalty on the Inhabitants for not working on the High-ways.

And

Swinging Gates to be ſet up.

And be it Enacted by the Authority aforeſaid, That where any High-way from any Town or Plantation to any Meadows, Mills, Watering-places, or common Landing-places, ſhall lie adjacent, by or thro' any particular perſons Grounds, it ſhall and may be lawful for any ſuch perſon or perſons to place and hang good eaſie Swinging Gates on ſuch High-ways, and the ſame Gates make, ſet up, and keep at his, her or their own proper Coſts, Labour, Charges and Expence; and the ſeveral Gates already allowed, directed and appointed by the Commiſſioners, aboveſaid, are ratified, approved and confirmed by virtue of this Act, and the ſame High-ways ſhall be amended, cleared and maintained by the Inhabitants of each Town where ſuch Ways may run.

Such Gates not to blockt up.

And be it alſo Enacted by the Authority aforeſaid, That in caſe any perſon or perſons where ſuch Swinging Gates are made and ſet up, ſhall ſtake, ſhore or block up any ſuch Gate or Gates, ſuch perſon or perſons ſhall be liable and chargeable to make good and pay all the Damages, with Coſts, the Owner of the Soil or his Tenant or Leſſee ſhall or may ſuffer by the occaſion of ſtaking, ſhoring or blocking up ſuch Gate or Gates, by an Action on the Caſe, to be grounded on this Act, hereby given, and to be brought by him, her or them who ſhall ſuſtain ſuch Damages, to be recovered in any of her Majeſties Courts of Juſtice in this Colony.

And be it further Enacted by the ſame Authority, That the Inhabitants of the Town of *Harlem* ſhall not be obliged to mend, repair or level any High-ways beyond or without the Bounds or Limits of their own Lands, any Law, Cuſtom or Statutes to the contrary hereof in any wiſe notwithſtanding.

And whereas ſeveral perſons in the County of *Weſtcheſter* have been formerly Refractory, and have wholly refuſed to aſſiſt in Repairing the High-ways, *Be it Enacted by the Authority aforeſaid*, That all ſuch perſons having ſo refuſed, as aforeſaid, ſhall be obliged either to make ſatisfaction by labouring in repairing the ſaid High-ways, the full time that they have formerly neglected, or elſe be liable to pay the Sum of *Three Shillings per Day*, to be Recovered as is provided by others offending or refuſing, as in and by this Act is declared.

An Act for Encouragement of Whaling.

BE it *Enacted by the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That hereafter, any Indian that is bound to go to Sea a Whale-fishing, ſhall not at any time or times between the Firſt Day of *November* and the Fifteenth Day of *April* following, yearly, be ſued, arreſted, moleſted, detained or kept out of that Imployment by any perſon or perſons whatſoever, pretending any Contract, Bargain, Debt or Dues unto him or them, except and only for or concerning any Contract, *Debt* or *Bargain* relating the Undertaking and Deſign of the Whale-fishing, and not otherwiſe, under the penalty of paying treble Coſts to the Maſter of any ſuch Indian or Indians ſo to be ſued, arreſted, moleſted or detained.

And

And be it further Enacted by the Authority aforesaid, That if any person or persons shall purchase, take to pawn, or any ways get or receive any Cloathing, Gun or other Necessaries that his Master shall let him have, from any such Indian or Indians, or suffer any such Indian to be drinking or drunk in and about their Houses, when they should be at Sea, or other business belonging to that Design of Whale-fishing, or shall carry, or cause to be carried any Drink to them, whereby such Indians are made incapable of doing their Labour and Duty in and about their Masters Service, between the first Day of *November*, and the Fifteenth Day of *April* following, he, she or they so offending, besides restoring to such Master such Cloathing, Gun or other Necessaries, shall forfeit and pay to the Master of such Indian or Indians the Sum of Thirty Shilling current Money of *New-York*, to be recover'd before any Justice of the Peace in the County where such Offence shall be committed, who is hereby authorized and impowered to hear and determine the same, and thereupon to award Execution, the one half of such Forfeitures to be to the Master of such Indian or Indians, and the other half to the use of the County where such Prosecution shall be made. This Act to continue and be of Force for and during the space and term of seven years from the Publication hereof.

This Act is Revived and continued till the year 1726. by an Act Passed in the Seventh year of King George.

There was also passed at the same time these following Acts, Viz.

An Act for Reviving the Militia Act for one year, from the first Day of *September*, 1708.

An Act for raising a Fund (of 1200 *l.*) for Presents to the Five Nations, and for Defence of the Frontiers.

An Act for raising 253 *l.* 16 *s.* to discharge the Lord *Cornbury* from his Contract with Mr. *Hansen.*

An Act for raising a Fund (of 756 *l.* 4 *s.*) to defray some extraordinary Charges that have happened in this Colony.

An Act for the Refunding 711 *l.* 10 *s.* 5 *d.* Misapplyed in the 1800 *l.* Tax.

An Act to enable the Mayor, Aldermen, *&c.* of the City of *New-York*, to raise 600 *l.* for the uses in said Act mentioned.

An Act to enable the Supervisors of *Queens-County* to Repair or to Rebuild a County-Hall and Common Goal for the said County.

An Act for the Encouragement of the Post Office within this Province.

An Act to relieve this Colony from divers Irregularities and Extortions.

An Act for Reviving an Act of the General Assembly of this Province (for Ten Years) entituled, *An Act against Forging, Counterfeiting and Clipping of Foreign Coyn, which in Current Money in the Colony of* New-York.

An Act for Regulating and Preventing the Corruption of the current Coyn.

An Act for the easier Partition of Land and joynt Tenancy, or in Common.

First Sessions of the Fourth Assembly, 8th Q. *Anne*, 1709.

An Act to enable the Justices of the Peace to Nominate Assessors and Collectors, in case of Death.

BE it *Enacted by the Lieutenant Governour, Council and General Assembly, and by the Authority of the same*, That when, and as often, or where the Assessors or Collectors shall dye, every Manor, Town, Liberty or Precinct, within the Respective Counties are hereby required and directed, within ten days after the Death of any Assessor or Collector, to chuse others in their stead and place, and on refusal, neglect or omission, the Justices of the Peace, or any two of them for the Counties where such Towns, Manors, Liberties or Precincts are, are hereby required, impowered and Authorized to nominate and appoint Assessors and Collectors for such Towns, Manors, Liberties and Precincts; which *Assessors* and *Collectors* shall to all intents and purposes observe and do his and their Duties, as any other *Assessors and Collectors* are required and enjoyned to do.

An Act to prevent the Removal of Actions of Twenty Pounds from The Mayor's Court of *New-York*, and other Courts.

BE it *Enacted by the Lieut. Governour, Council and General Assembly, and by the Authority of the same*, That there shall not be, after the Publication of this Act, any Removal by *Habeas Corpus*, or other Writ of any Person, or of any Case, Action or Suit, or appeal, or Writ of Error, from any Judgment or Execution from any the Courts of the Mayor and Aldermen in the Cities of *New-York* and *Albany*, or Burrough of *Westchester*, or from any of the Courts of Common-Pleas in any of the Counties of this Colony, in any Personal Action where the matter in Demand, Suit or Controversie does not amount in real value to upwards the Sum of *Twenty Pounds* lawful Money of this Colony. *Provided*, the thing or matter in Controversie do not bring in question, or relate to the Right or Title of any Lands, Tenements or Hereditaments in this Colony, any Law, Usage or Practice to the contrary notwithstanding.

And be it further Enacted by the same Authority, That where any Justice of the Peace, or other Persons are authorized to have Cognizance of

of Pleas of Debt or Treſpaſs to the value of *Forty Shillings*, and under, within this Colony, it ſhall and may be lawful for ſuch Juſtice, or other Perſon, to cauſe their Judgments or Sentences reſpectively to be put in execution, by Warrant under their reſpective Hands and Seals, directed to the Conſtables of the Towns, Mannors or Diſtricts where the Parties againſt whom the Judgment or Sentence is or ſhall be given, does inhabit, or where their Bodies, Goods or Chattels are to be found, at the election of the Party recovering, either to levy the ſame by Sale of ſuch Party's Goods and Chattels, returning the Over-plus (if any be) to the Owner, or by taking their Bodies and committing them to the County Goal, there to remain in cloſe and ſafe Cuſtody till ſuch Judgment or Sentence ſhall be paid and ſatisfied.

And be it further Enacted by the Authority aforeſaid, That the ſaid Conſtables reſpectively, are hereby authorized, commanded and required to put ſuch Judgments and Sentences in execution, according to the tenor, intent and meaning of this Act. And the Sheriffs, Under-Sheriffs and Goalers of the ſeveral Counties reſpectively are hereby authorized, commanded and required to receive the Bodies of ſuch Parties in their reſpective Goals, and them there in cloſe and ſafe Cuſtody to keep, until ſuch Judgments and Sentences ſhall be ſatisfied and paid, any Law, Uſage or Cuſtom to the contrary hereof notwithſtanding.

An Act to determine, ſettle and aſcertain the Bounds and Limits of the County of *Orange*.

BE it *Enacted by the Lieut. Governour, Council and General Aſſembly, and by the Authority of the ſame*, That the County of *Orange* ſhall extend from the Limits and confines of the Province of *New-Jerſey*, on the Weſt-ſide of *Hudſons's River*, along the ſaid River, to the line of the County of *Ulſter*; and Weſtward, ſo far as *Delaware River*. And that the laſt Clauſe wherein *Wagachemick* and *Great* and *Little Miniſink* is mentioned in an Act, entituled, *An Act for the more Regular Proceedings in the Elections of Repreſentatives for the ſeveral Cities and Counties within this Province*, be and is hereby Repealed, made null and void, any thing to the Contrary thereof in any wiſe notwithſtanding.

Provided, And it is hereby Enacted by the Authority aforeſaid, That all Levys and Aſſeſſments made before the Eighteenth Day of *October*, Seventeen Hundred and Nine, ſhall be levyed and paid in ſuch manner as formerly, and as if this Act had not been made.

The following Acts were alſo paſſed at the ſame time, Viz.

An Act for levying ſix Thouſand Pounds.

An Act to Detach Four Hundred Eighty ſeven Men out of this Colony to ſerve on the preſent Expedition againſt *Canada*.

An Act to prevent the Exportation of Proviſions.

An

An Act for laying an Exciſe upon all Liquors Retailed through out this Colony.
An Act for the Currency of Bills of Credit for Five Thouſand Pounds.
An Act to Prevent the Selling or Giving of Rum or other ſtrong Liquors to *the Indians*.
An Act for levying Divers Sums of Money for Defraying the Charge of this Colony.
An Act laying a Duty on the Tonnage of Veſſels and Slaves.
An Act for the Treaſurers Paying certain Sums of Money.
An Act for Reviving an Act, Entituled, an Act for the better ſettling the Militia in this Province.
An Act to Relieve Aſſeſſors.
An Act to prevent the Exportation of Gold and Silver Coyn out of this Colony.
An Act for Levying four Thouſand Pounds.
An Act for the Currency of Bills of Credit for Four Thouſand Pounds.
An Act for levying Ten Thouſand Ounces of Plate, or Fourteen Thouſand Five Hundred Forty Five Lyon Dollars.
An Act for the Currency of Bills of Credit for Ten Thouſand Ounces of Plate, or Fourteen Thouſand Five Hundred Forty Five Lyon Dollars.
An Act for the Treaſurers Iſſuing Bills of Credit to pay the preſent Debt of the Expedition to *Canada*, and other Uſes.
An Act for Reviving an Act, Entituled, *An Act to prevent the Selling or giving of Rum* to *the* Indians *in the County of* Albany.
An Act for the better Watching and Guarding the City of *Albany*.
An Act for the City and County of *Albany* to pay their Arrears due to their Repreſentatives, and for other Uſes.
An Act for an Aſſignment to the Lady *Lovelace*.
An Act to Repeal an Act of Aſſembly, Entituled, An Act to oblidge *Robert Livingſton* to Account, &c.
An Act for Regulating and Eſtabliſhing FEES.

Firſt Seſſions of the Fifth Aſſembly, 9th of Q. *Anne*, 1710.

An Act for Reviving an Act, entituled, *An Act for the Regulating and Returning able and ſufficient Jurors in Tryals at Law.*

BE it *Enacted by his Excellency the Governour, Council and General Aſſembly, and by the Authority of the ſame*, That one Act, Entituled, *An Act for the Regulating and Returning able and ſufficient Jurors in Tryals at Law*, made in the Eleventh Year of the Reign of our late Sovereign King *William* the third, of Glorious Memory, expired by its own Limitation, ſhall be, and is hereby Enacted by the Authority aforeſaid, to be Revived and of Force for and until the firſt Day of *November*, which ſhall be in the year of our Lord One Thouſand Seven Hundred and Twelve, and no longer.

An

An Act for the better Settlement and aſſuring of Lands in this Colony.

BE it *Enacted by the Governour, Council and Aſſembly, and by the Authority of the ſame*, That every Perſon or Perſons, Bodies Politick and Corporate, Cities or Towns, who by themſelves, their Tenants or Servants, or his or their Aſſignee or Aſſigns, Grantees, their Anceſtors, Predeceſſors, or others under whom they Claim, have been ſeized to their own Uſe or Uſes, or taken the Rents, Iſſues and Profits of any Meſſuages, Houſes, Tenements, Lands and Hereditaments whatſoever in this Colony and Plantation, in his or their own proper Right, for the Term and ſpace of Ten years now laſt paſt, and ſhall ſo continue, whether in their own perſons, their Heirs, Succeſſors or Aſſigns, or by any other Perſon or Perſons under them, in poſſeſſion, as aforeſaid, without any Claim either by Actual Entry, and Poſſeſſion thereupon continued, or Suit to be proſecuted to effect, until firſt Day of *September*, in the Year of our Lord Seventeen Hundred and Thirteen, ſhall from and after the ſaid firſt Day of *September*, and for ever be adjudged, deemed and taken to be the true, Rightful and Lawful Owner of ſuch Meſſuages, Houſes, Lands, Tenements and Hereditaments reſpectively, and ſhall and may have, hold and enjoy the ſame, any Claim, Right, Title, Demand or Pretence to the Contrary thereof by or from any Perſon or Perſons, Bodies Politick and Corporate whatſoever, in any wiſe notwithſtanding.

If no claim be made before Sept. 1713. a Poſſeſſion to deem'd a good Title.

Provided, That neither this Act, nor any thing therein Contained ſhall extend or be conſtrued to the Prejudice or Bar of any Perſon or Perſons who ſhall before the ſaid firſt Day of *September*, Seventeen Hundred and Thirteen commence any Suit for any Lands, Houſes, Tenements or Hereditaments in this Colony, and afterwards proſecute the ſame to effect; nor to the Prejudice of any Mortgagee or Leſſee, whoſe Mortgage or Leaſe ſhall be recorded in the Secretary's Office of this Colony before the ſaid firſt Day of *September*, Seventeen Hundred and Thirteen. *Provided alſo*, That neither this Act, nor any thing therein contained, ſhall be extended or conſtrued to the prejudice or Hinderance of any perſon or perſons under Age of one and twenty Years, Married Women, not of Sound Mind, Impriſoned or beyond the Seas. *Provided*, Such Perſon or Perſons within three years after his or their coming to the Age of One and Twenty Years, being Unmarried, becoming of Sound Mind, Liberty, or Return into this Plantation and Colony, do make their actual Entry, or bring their Suit, as aforeſaid, otherwiſe to be utterly debar'd and excluded from any Entry, Claim, Suit or Demand whatſoever.

And whereas by many Accidents the Deeds and Writings relating to Eſtates ſome time have been and may hereafter be deſtroyed, conſumed and loſt, whereby the lawful and Rightful Owner of any Lands, Meſſuages,

Houſes, Tenements and Hereditaments may be expoſed to many doubtful, expenſive and vexatious Suits, and other Inconveniencies; For the preventing whereof, *Be it Enacted by the Authority aforeſaid*, That all and every Deed or Deeds, Conveyance or Conveyances and Writings relating to the Title or Property of any Lands, Meſſuages Tenements or Hereditaments within this Colony, which have been already, or ſhall be hereafter executed, being duly Acknowledged and Recorded in the Secretary's Office of the ſaid Colony, or in the County Records where ſuch Lands are ſcituate and being, ſuch Deed or Writing ſo Recorded, or Tranſcript thereof, ſhall be good and effectual Evidence in any Court of Record within this Colony, to all Intents and Purpoſes, as if the Original Deed or Deeds, Conveyance or Conveyances and Writings was or were produced and proved in Court.

Deeds that are Recorded to be good Evidence.

And be it further Enacted by the Authority aforeſaid, That the Dutch Word *ONROERENDE*, and the Words *VASTE STAAT*, which are Commonly rendred into *Engliſh* by the words *Immoveable* and *Faſt Eſtate*, by which in the *Dutch* Language is underſtood a Real Eſtate, Houſes, Lands and Tenements, and other Real Eſtate of Inheritance, and are uſed in any Dutch Antenuptial Contract, or laſt Will and Teſtament, or Deed or Deeds made in this Colony, and duly executed before two or more credible Witneſſes, at any time before the Publication of this Act, ought therefore to be underſtood of a *Real Eſtate*, and that the Parties who have or Claim any Right to any Real Eſtate, or part thereof, within this Colony, by virtue of the aforeſaid Dutch Words, or either of them, uſed in ſuch Dutch Antenuptial Contracts, or Wills and Teſtaments, or Deed or Deeds, as aforeſaid, ſhall and may enjoy the ſame to his or their Heirs and Aſſigns forever, in as full and ample manner as if the Deviſe, Deed, Grant or Conveyance was made by the words [*Real Eſtate*, *Lands* or *Tenements*] and ſue for the ſame in her Majeſtys Courts within this Colony, and recover Poſſeſſion accordingly, any Law, Uſage or Cuſtom to the contrary hereof in any wiſe notwithſtanding.

Dutch words explained.

An Act to enable the Precincts of *Iſlip*, in the County of *Suffolk*, to Elect two Aſſeſſors, a Collector, Conſtable and Superviſor.

BE it Enacted by the Governour, Council and Aſſembly, and by the Authority of the ſame, That from and after the Publication of this Act, it ſhall and may be Lawful for the Inhabitants of the Diſtricts and Precincts of *Iſlip*, in the County of *Suffolk*, on the ſouth ſide of *Long-Iſland*, from the Weſter-moſt Limits of the Land of *Thomas Willets*, to the Eaſter-moſt part of the Lands of *William Nicoll*, near Blew point, and they are hereby Impowered and Required annually to elect and chuſe among them, two Aſſeſſors and a Collector, to aſſeſs and collect ſuch Taxes as ſhall be now or hereafter laid or impoſed on them; and a Conſtable and Superviſor, for keeping the Peace and auditing their publick Accounts, at the uſual time the County of *Suffolk*, hath or ſhall do.

The

The following Acts were also passed at the same time, Viz.

An Act for laying an Excise on all Strong Liquors Retailed in this Colony.

An Act for continuing an Act for laying a Duty on the Tonage of Vessels and Slaves.

An Act for Reviving an Act of General Assembly, entituled, *An Act for the better settling the Militia of this Province.*

An Act for Repairing the Block-Houses, and other Fortifications of the City of *Albany*, and Town of *Schenectady*.

An Act to prevent the Burning of Woods.

An Act to Retrench the growing Interest of Bills of Credit.

An Act to Collect the Arrears of Taxes.

An Act to Repeal a Clause in an Act, entit. *An Act against Forging, Counterfeiting and Clipping of Forreign Coyn, which is Current Money in the Colony of* New-York.

An Act for levying the Sum of Ten Thousand Pounds.

An Act for the Currency of Bills of *Credit* for Twenty Five Thousand Ounces of Plate.

An Act for the Rewarding of Volunteers on the present Expedition against *Canada*.

An Act to appoint Comissioners.

An Act for Continuing an Act, entituled, *An Act for laying an excise on all strong Liquors Retailed in this Colony.*

An Act for the more Effectual puting in Execution an Act of General Assembly entituled, *An Act for laying a Duty on the Tonage of Vessels and Slaves.*

An Act to enable *Thomas Whitehead* to Sell and Dispose of some part of the Lands Devised to him by his Father under the Limitation of a general Intail.

An Act for the Security and Defence of this Colony during the Expedition to *Canada*.

An Act for Reviving an Act, entituled, *An Act to prevent selling of Rum to the Indians*, &c.

Second Sessions of the Fifth Assembly, 10th of Q. *Anne*, 1711

An Act to prevent the Impairing the Fortifications.

BE it *Enacted by the Governour, Council and Assembly, and by the Authority of the same*, That any Person or Persons who shall be convicted by the Oath of one credible Witness before any Justice of the Peace in this Colony, who is hereby authorized and required to hear and determine the same, of Demolishing, spoiling or Impairing any part of the Fortifications that now are, or hereafter shall be made and erected in this Colony, shall suffer such Punishment by Fine or Imprisonment, as to such Justice of the Peace, in their discretion, shall appear proportionable to the Offence. *And*

And be it further Enacted by the ſame Authority, That all ſuch Fines which ſhall be impoſed and levyed by virtue of this Act, ſhall be paid into the Treaſurers of the Cities and Counties reſpectively, where ſuch Fortifications are or ſhall be made or erected, and be diſpoſed and applyed towards the Upholding and Repairing the Fortifications reſpectively, where ſuch Offence ſhall be committed, and not otherwiſe.

An Act to Oblige the Mannors in the County of *Weſtcheſter* to pay their Arrears of Taxes.

BE it *Enacted by the Governour, Council and Aſſembly, and by the Authority of the ſame*, That the Aſſeſſors and Collector of the next adjacent Town to any Mannor or Precinct within the County of *Weſtcheſter* who do not, or refuſe or neglect to chuſe and appoint Aſſeſſors and Collectors for levying and receiving the publick Money raiſed by Acts of Aſſembly, ſhall, and are hereby Required, Impowered and Authorized to aſſeſs and collect the County and Publick Taxes here-after to be laid, as they are required to do in their reſpective Towns, and the Arrears of ſuch Taxes now due, according to the Tenors and Directions, and under the ſame Pains and Penalties of the ſeveral Acts of Aſſembly, the ſaid ſeveral Mannors and Precincts are in arrear, and have not paid, and pay the ſaid arrears of Taxes, ſo to be collected, to the County Treaſurer, and to the Treaſurer of this Colony, reſpectively, within ſix Months after the Publication hereof, purſuant to the Directions of the ſaid ſeveral Acts, to be applyed as are therein mentioned.

And be it further Enacted by the ſame Authority, That the ſaid Aſſeſſors and Collectors, or in caſe of their Death or Removal, the Aſſeſſors and Collectors that ſhall be choſen or appointed, and every of them ſhall have the ſame Powers and Authorities, Priviledges and Advantages for the puting this or any of the ſaid ſeveral Acts in Execution, and be liable to and undergo the ſame Pains, Penalties and Forfeitures, in caſe of any omiſſion, neglect or abuſe, as the Aſſeſſors and Collects in any or all the ſaid Acts are endowed with, or are ſubjected to, as if the ſame were particularly herein mentioned and expreſſed.

The following Acts were alſo paſſed at the ſame time, Viz.

An Act to Authorize the Surviving Commiſſioners for the Expedition to Reduce *Canada*, to Act and purſue the Powers committed to them, *&c.*

An Act for raiſing Two Thouſand Eight Hundred and Fifty Five Ounces of Plate.

An Act for the Treaſurers paying 3760 Ounces of Plate to his Excellency.

An Act for Reviving an Act, entituled, *An Act to prevent the ſelling or giving of Rum & other ſtrong Liquors to the* Indians.

An Act for Reviving an Act, entituled, *An Act for the better ſettling the Militia of this Province.*

Third Seſſions of the Fifth Aſſembly, 11th of Q. *Anne*, 1712.

An Act for Preventing, Suppreſſing and Puniſhing the Conſpiracy and Inſurrection of Negroes and other Slaves.

BE it *Enacted by the Governour, Council and Aſſembly, and by the Authority of the ſame,* That no Perſon or Perſons hereafter throughout this Colony, do preſume to Trade with any Slave, either in buying or ſelling, without leave and conſent of the Maſter or Miſtreſs of ſuch Slave, on Penalty of *Forfeiting Trible the Value* of the thing traded for, and the Sum of *Five Pounds* current Money of *New-York*, to the Maſter or Miſtreſs of ſuch Slave, to be recovered of ſuch perſon or perſons ſo Trading contrary to the true intent of this Act, by *Action of Debt* in any Court of Record within this Colony, where ſuch Sum or Sums is Cognizable; and all Contracts and Bargains made with any Slave, contrary to the intent of this Act, ſhall be utterly void. Penalty for Trading with Slaves.

And be it further Enacted by the Authority aforeſaid, That hereafter it ſhall and may be lawful for any Maſter or Miſtriſs of ſuch Slaves to puniſh their Slaves for their Crimes and Offences, at Diſcretion, not extending to Life or Member. Owner of Slaves may puniſh them

And for as much as the Number of Slaves in the Cities of *New-York*, and *Albany*, and alſo within the ſeveral Counties, Towns and Mannors within this Province, doth daily increaſe, and that they have been found often times guilty of Confederating together in Runing away or other ill Practices, *Be it therefore Enacted by the ſame Authority*, That it ſhall not hereafter be lawful for above three Slaves to meet together at any other time, nor at any other place than when it ſhall happen they meet in ſome ſervile Imployment for their Maſters or Miſtreſſes Profit, or by their Maſters or Miſtriſſes conſent, upon penalty of being Whipt upon the naked Back, at the Diſcretion of any Juſtice of the Peace, not exceeding Forty Laſhes. not above 3 Slaves to meet together.

And that it ſhall and may be lawful hereafter for any City or Town and Mannors within this Colony to have and appoint a common Whipper for their Slaves, and for his Sallary it ſhall and may be lawful for any City or Town within this Colony, at their Common-Council or Town-Meeting, to agree upon ſuch Sum to be paid him by the Maſter or Miſtriſs of Slaves, *per head*, as they ſhall think fit, not exceeding *three Shillings per Head*, for all ſuch Slaves as ſhall be Whipt as aforeſaid. may appoint a common whipper.

And in caſe any Slave ſhall preſume to Aſſault or Strike any *Free-man or Woman* profeſſing *Chriſtianity*, it ſhall be in the Power of any two Juſtices of the Peace, who by this Act are hereunto authorized, to inflict ſuch Corporal Puniſhment (not extending to Life or Limb) upon him, her or them ſo offending, as to the ſaid Juſtices ſhall ſeem meet and reaſonable. Slaves ſhall not ſtrike a Chriſtian.

Penalty for concealing of Slaves.

And be it further Enacted by the Authority aforesaid, That no person or persons whatsoever do hereafter *Imploy*, *Harbour*, *Conceal* or *Entertain* other mens *Slaves* at their House, Out-house or Plantation, without the consent of their Master or Mistriss, either signified to them verbally or by Certificate in writing under the said Master or Mistrisses hand, upon the Forfeiture of *Five Pounds* for *every Night or Day* they are so *entertained* and *concealed*, to the said Master or Mistriss of such Slave or Slaves, so that the Penalty for entertaining such Slave do *not exceed* the value of the said Slave. And if any person or persons whatsoever shall be found guilty of *harbouring*, *entertaining* or *concealing* of any *Slave*, or assisting to the conveying them away, if such Slave shall happen to be lost, dead or otherways destroyed, such Person or Persons so *harbouring*, *entertaining*, *concealing*, *assisting* or *conveying them away*, shall be also liable to pay the *value of such Slave* to the Master or Mistriss, to be recovered by Action of Debt in manner aforesaid.

Penalty for Master or mrs. not bringing their negroes to condign Punishment.

And whereas it often happens, that through the Lenity of the said Master or Person under whose care the said Negroes or other Slaves are, the persons so entertaining and dealing with them, are forgiven, and not brought to condigne Punishment, to the very great hurt, not only of the said Masters, but of other her Majesties leige People owning Negroes and other Slaves, *Be it therefore Enacted by the Authority aforesaid*, That any Master or Mistriss, or person under whose care any Negro or other Slave is, that shall *forgive*, *make up*, *compound*, *compromise* or receive any other or *less Consideration* than is by this Act prescribed, shall *Forfeit double the Sum* the said person or persons entertaining ought to have Forfeited, to be recovered by Action of Debt, Bill, Plaint or Information in any Court of Record within this Colony, wherein there shall be no Essoyn, Protection, Wager of Law, or any more than one Imparlance allowed, one half thereof to the person that shall Sue for the same, the other half to her Majesty, her Heirs and Successors, towards defraying the publick Charge of the City, Town, County, Burrough, Mannor or Precinct in which the Master, Mistriss or Owner of such Slave doth dwell or Inhabit, to be recovered by Action of Debt in any Court of Record, as aforesaid.

Penalty for not discovering Slaves so entertained.

Be it also Enacted by the Authority aforesaid, That if any person or persons knowing of such Entertainer of any Slave or Slaves, and does not discover the same to the Master, Mistriss or person under whose care the said Slave or Slaves are, or to some one Justice of the Peace, or being suspected to know, does, upon complaint, not discover the same, or upon tender of an Oath by any Justice of a Peace before whom such complaint shall come, who is hereby authorized to administer the same, shall refuse to take such Oath, and purge himself, the said person so neglecting or refusing to discover or take the said Oath, shall Forfeit the Sum of *Two Pounds*, to be, immediately after Conviction, levyed upon his Goods and Chattels, to the use of the person or persons who shall inform or complain. And in case there be no Goods and Chattels, then upon the *Body of the person offending*, who shall be committed to Goal till he pay and satisfie the said Sum of *Forty Shillings*, and *charges accruing* thereon. And if it afterwards appear that any person or persons, who by this Act are obliged

to

to purge themſelves by their Oath, have Sworn falſly, ſuch perſon ſo offending ſhall incur the like pains and penalties as thoſe who are guilty of willful *Perjury*, and be proſecuted accordingly.

And whereas there are many Negroes, Indians or Mulattoes, who have been formerly manumitted and made Free, within this Colony, by their Maſters or Owners, and it is found by experience that they entertain, harbour, ſupport and encourage Negro, Indian and Mulatto Slaves, to the great Detriment of the Maſters of ſuch Slaves, and of other her Majeſties leige Subjects within the ſaid Colony, *Be it therefore Enacted by the Authority aforeſaid*, That if any Negro, Indian or Mulatto made or born Free, or to be made Free hereafter, ſhall knowingly and wittingly *entertain* any Slave or Slaves abſenting himſelf or themſelves from his, her or their Maſters or Miſtriſſes Service, without leave firſt given and ſignified, as aforeſaid, or without the Maſter or perſon under whoſe care the ſaid Slave is, be preſent, the ſaid Negro, Indian or Mulatto ſo Offending, ſhall be forthwith apprehended, and *Forfeit the Sum of Ten Pounds* for every Night or Day they are ſo *entertained*, to the Maſter or Miſtriſs of ſuch Slave or Slaves, to be recovered by Action of Debt, as aforeſaid.

Penalty on free negroes for entertaining Slaves.

Be it further Enacted, That no *Negro*, *Indian* or *Mulatto*, that ſhall hereafter be made *Free*, ſhall enjoy, hold or poſſeſs any *Houſes*, *Lands*, *Tenements* or *Hereditaments* within this Colony, but the ſame ſhall *Eſcheat to her Majeſty*, her Heirs and Succeſſors.

negroes not to hold Lands.

And whereas it is found by Experience, that the Free Negroes of this Colony are an idle ſloathful People, and prove very often a Charge to the place where they are, *Be it therefore further Enacted by the Authority aforeſaid*, That any Maſter or Miſtriſs manumitting and ſeting at Liberty any Negro, Indian or Mulatto Slave, ſhall enter into ſufficient Security unto her Majeſty, her Heirs and Succeſſors, with two Sureties, not leſs than the Sum of *Two Hundred Pounds*, to pay yearly and every year to ſuch Negro, Indian or Mulatto Slave, during their Lives, the Sum of *twenty Pounds* lawful Money of this Colony. And if ſuch Negro, Indian or Mulatto Slave ſhall be made Free by the Will or Teſtament of any Perſon deceaſed, that then the Executors of ſuch Perſon ſhall enter into Security, as above, immediately upon proving the ſaid Will or Teſtament, which if refuſed to be given, the ſaid Manumiſſion to be void and of none effect.

This clauſe is altered by an act paſt in 5th of K. Georg.

Be it further Enacted by the Authority aforeſaid, That all and every Negro, Indian or other Slave, who after the Publication of this Act ſhall *Murder* or otherwiſe *Kill*, unleſs by Miſadventure, or in Execution of Juſtice, or *Conſpire or Attempt the Death* of any of her Majeſties *leige People*, not being Slaves, or ſhall commit or attempt any *Rape* on any of the ſaid Subjects, or ſhall willfully *Burn any Dwelling-houſe*, *Barn*, *Stable*, *Out-houſe*, *Stacks of Corn* or *Hay*, or ſhall *willfully Mutilate*, *Mayhem* or *Diſmember any* of the ſaid Subjects, not being Slaves, as aforeſaid, or ſhall *willfully Murder* any *Negro*, *Indian* or *Mulatto Slave* within this Colony, and ſhall thereof be Convicted before three or more of her Majeſtys Juſtices of the Peace, one whereof to be of the Quorum, who are hereby authorized to hear and determine the ſame, in Conjunction with five

Penalty on negroes for murder, burning of houſe, barn &c.

five of the principal Free-holders of the County wherein such Fact shall be committed, without a Grand-Jury, Seven of whom agreeing, shall put the Judgment in Execution, according to this Act, or before any Court of *Oyer* and *Terminer* or *general Goal Delivery*, he, she or they so Offending shall suffer the *Pains of Death* in such manner and with such Circumstances as the aggravation or enormity of their Crimes, in the Judgment of the Justices of those Courts aforesaid, or as in the Judgment of Seven of the said Justices and Free-holders, they shall merit and require.

How negro Slaves shall be Tryed.

Be it hereby further Enacted, That upon Complaint made to any one Justice of the Peace against any *Indian*, *Negro* or *Mulatto Slave* or *Slaves*, who have, or are supposed to have committed any of the *Murders*, *Rapes*, *Mayhems*, *Insurrections*, *Conspiracies* mentioned in this Act, the said Justice is immediately to issue out his Warrant to the next Constable to apprehend the said Offender or Offenders, and for all or any person or persons to come before him, that can give Evidence; and if upon Examination it appears that the person or persons apprehended are Guilty, he shall commit him, her or them to Prison, and also shall certifie to the two next Justices of the Peace the said Cause, and to require them, by virtue of this Act, to associate themselves to him, which the said Justices are hereby required to do, and they so associated are to issue their Summons to *Five Free-holders*, acquainting them with the cause, and appointing them the Time and Place the same shall be heard and determined, and which time and place the Justices are hereby impowered to appoint some person to prosecute the said Offender or Offenders, and the person so appointed shall prefer an Accusation in Writing, specifying the time, place and nature of the Offence, as near as conveniently may be, to which Accusation the Offender or Offenders shall be obliged to plead, and upon refusal to plead, the like Judgment shall be given against the person or persons so accused, as if *convict by Verdict* or *Confession*; and upon pleading thereto the Justices shall proceed to Tryal, in conjunction with the said Free-holders, so summoned as aforesaid, to which Free-holders no peremptory Challenge shall be allowed. And if upon hearing the matter (the said *Free-holders* being first Sworn by the said Justices, to judge according to Evidence) they shall adjudge the *Negro*, *Indian* or *Mulatto-Slave* or *Slaves* Guilty of the Offence complained of, they shall give *Sentence of Death* upon him, her or them, as aforesaid, and by their Warrant cause immediate Execution to be done by the common or any other Executioner, in such manner as they shall think fit.

Negro Slaves may have a Jury.

Provided always, and it is hereby further Enacted, That if any Master or Mistress of any Negro, Indian or Mulatto Slave be inclined to have his or her *Slave* or *Slaves* Tryed by a *Jury of Twelve Men*, it shall be granted, such Master or Mistress paying the Charge of the same, not exceeding the Sum of Nine Shillings to the Jury; then and in such case there shall a Precept be issued by the Justices to the next Constable to Summon a Jury of Twelve Men, who shall be Sworn to Try according to Evidence, and the Justices shall proceed to Tryal by the said Jury Summon'd and Sworn, as aforesaid, (without a Grand Jury) to which Jurors no peremptory Challenge shall be allowed.

And

And be it further Enacted by the Authority aforeſaid, That it ſhall not be lawful for any Negro, Indian or Mulatto Slave to have or uſe any Gun or Piſtol but in his Maſters or Miſtriſſes preſence, or by their direction, on penalty of being Whipt for the ſame at the Diſcretion of the Juſtice of the Peace before whom ſuch Complaint ſhall come, not exceeding twenty Laſhes on the bare Back for every ſuch Offence. Slaves not to carry Guns.

And be it further Enacted by the Authority aforeſaid, That every Juſtice of the Peace, Conſtable, or other Officer neglecting, delaying or refuſing to perform their ſeveral Duties enjoyn'd by this Act, ſhall, for every ſuch Offence, Forfeit the Sum of Two Pounds to her Majeſty, her Heirs and Succeſſors, to be recovered by Action of Debt in any Court of Record within this Colony; and every Free-holder, ſummoned as aforeſaid, and refuſing to ſerve, ſhall Forfeit the Sum of Twenty Shillings, to be levyed by the Conſtable, by Warrant of Diſtreſs from the Juſtices of the Peace aſſembled to Try the ſaid Slave, who are hereby required immediately, upon ſuch Refuſal, to iſſue their Warrant for levying the ſame accordingly. Penalty on Magiſtrates for neglect of their duty.

And be it further Enacted by the Authority aforeſaid, That the Charge of Proſecuting and Executing Negroes and Slaves, in manner before expreſſed ſhall be paid and defray'd by the City or County where ſuch Negroes or Slaves ſhall be Convicted and Executed, and be laid, aſſeſſed and levyed in the ſame manner as the publick and neceſſary Charge of ſuch City or County are or uſed to be raiſed, and to be diſtributed by the Order and Direction of thoſe hereby impowered to hear and determine the Crimes of ſuch Negroes and Slaves offending as aforeſaid, ſo as the ſaid Charge ſhall not exceed the Sum of Three Pounds current Money of this Colony, for each Conviction and Execution. Expence of proſecuting Slaves to be defrayed by each County.

And be it alſo Enacted by the ſame Authority, That in the City and County of *New-York*, the Juſtices of the Peace do take effectual care in caſe ſuch Conviction and Execution happen within their Juriſdiction, that ſuch Charge, as aboveſaid, ſhall be raiſed and levyed by the Sworn Aſſeſſors of the ſaid City, and collected by the Collectors, and paid to the Treaſurer of the City, who is required to pay the ſame by Order and Direction as aboveſaid; and every perſon or perſons refuſing, neglecting or delaying to perform the Duty hereby required, ſhall Forfeit the Sum of *Ten Pounds* current Money aforeſaid, to be Recovered in manner as in this Act is before expreſſed. How that charge ſhall be defrayed in the City of New-York.

The following Act were alſo paſſed at the ſame time, Viz,

An Act for paying the reſpective Dues in Arrear and to be Collected.

An Act that certain Moneys levyed on the Inhabitants of *Kings County*, remaining in the hands of the Collectors, be paid to the Treaſurer of that County.

An Act for the better Repairing the Fortifications of the City of *Albany* and Town of *Schenectady*, and providing their Military Watches with Fire-wood.

An Act for Electing or Appointing Four Aſſeſſors in the City and County of *Albany*.

An Act for Reviving an Act, entituled, *An Act for the better ſettling the Militia of this Province* &c.

An Act for the Treaſurers paying Two Hundred and Fifty Ounces of Plate to his Excellency, and that Coll. *Peter Schuyler*'s Receipt ſhall diſcharge the Treaſurer for one hundred Pounds formerly allowed him.

An Act to appoint Commiſſioners to Examine and State the ſeveral Claims, alledged as Debts of the Government.

An Act for making good the publick Credit given by an Act of General Aſſembly, made in the firſt year of her Majeſtys Reign, for raiſing 1800 l. *for the Uſes therein mentioned, and for diſcharging the remaining part of the Money ſtill due on the Sum advanced upon the Credit of the ſaid Act, with the Intereſt thereof.*

An Act to enable William Anderſon *to ſell a Lot of Ground in* Queen-ſtreet, &c.

An Act to enable Mary Brat, *the Widdow of* Johannes Brat, *late of the County of* Albany, *to Diſpoſe of his Lands and Tenements for payment of his Debts,* &c.

First Seſſions of the Sixth Aſſembly, 12th of Q. *Anne*, 1713.

An Act for Mending and keeping in Repair the Poſt-Road from *New-York* to *Kings-Bridge.*

WHereas the High-ways and Poſt-Road through *Manhattens Iſland* leading from the City of *New-York* to *Kings-Bridge*, and other the High-ways within the ſaid City and County, are become very Ruinous, and almoſt impaſſible, very dangerous to all Perſons that paſs thoſe Ways, occaſioned chiefly by reaſon of divers Diſputes hapening and ariſing among the Inhabitants of the ſaid City and County, touching the Repairing and Amending the ſame. For the ending of which Diſputes, and to the intent the ſame may be effectually Repaired and Amended, and from time to time hereafter kept in good Repair, *Be it Enacted by the Governour, Council and Aſſembly, and by the Authority of the ſame,* That ſo much of the ſaid general High-ways and Roads, ſo far as the *Freſh-water* only, ſhall be Repaired and amended by the Inhabitants of all the ſeveral Wards within the ſaid City (except the Out-Ward) in reſpect of the great Charge and Expence the ſaid ſeveral Wards are at in the Paving, Cleanſing and Repairing the ſeveral Streets, Lanes and Allyes within the ſame; and that all that part of the ſaid High-ways and Roads from the ſaid *Freſh-Water* to the *Saw-Kill*, ſhall be Repaired, amended, and from time to time hereafter kept in good Repair by the Inhabitants of the *Bowry Diviſion* of the ſaid City, living within the ſame Limit. And that part of the ſaid High-ways and Roads from the ſaid *Saw-Kill*, together with the *Saw-Kill* Bridge, to the Limits of *Harlem* Patent, ſhall be, from time to time, made, repaired and amended by the ſeveral Wards within the ſaid City, That is to ſay, by an equal number of Work-men of the five Wards on the South-ſide of the *Freſh-Water*, and an equal number of Work-men of the Out-Ward of the *Bowry* and *Harlem Diviſion*. And all the remaining part of the ſaid High-ways and Roads of the ſaid Iſland *Manhatten*, from the Limits of *Harlem* Patent, to the Cawſe-way of *Kings-Bridge*, ſhall

How far the 5 Wards ſhall amend the Roads.

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ſhall be, from time to time hereafter, cleared, repaired and amended by the Inhabitants of *Harlem* Diviſion, as hath been formerly done. And that the ſaid Poſt-Road and High-way ſhall be laid out the breadth of Four Rod, and cleared the breadth of Two Rod at leaſt.

And for the better clearing, maintaining and repairing all and every the common High-ways, Cauſe-ways and Bridges within the City and County aforeſaid, *Be it further Enacted by the Authority aforeſaid*, That the Mayor, Aldermen and Juſtices of the Peace of the ſaid City and County at their General Quarter-Seſſions, held for the ſaid City and County, in the Month of *February*, next after the paſſing this Act, ſhall and may then, and ſo from time to time in every Year, nominate and appoint Three ſufficient and able Perſons inhabiting within the City and County aforeſaid, to be the Surveyors of the ſeveral High-ways, Bridges and Cawſe-ways aforeſaid, for the year from thence next enſuing. And that the ſaid Juſtices ſhall cauſe notice to be given to the ſaid Surveyors, ſo choſen, in writing, of their ſaid Choice. And in caſe of Death or Refuſal, any two or more of the ſaid Juſtices of the Peace for the ſaid City and County (whereof one to be of the *Quorum*) under their Hands and Seals, to appoint, from time to time, others in their places; Which ſaid Surveyors and every of them, having no lawful Impediment, to be allowed by the ſaid Juſtices, by whom they ſhall be choſen, in manner aforeſaid, or any two of them (whereof one to be of the *Quorum*) within three Weeks next after ſuch Notice to him or them given, ſhall, and are hereby required to view and ſurvey the ſaid ſeveral High-ways, Bridges and Cawſe-ways within the City and County aforeſaid, and conſider the Defect thereof, and the beſt method and means that can be uſed for the clearing, levelling, repairing and making good the ſame, and make their Certificates thereof in writing, under their hands, or the hands of any two of them, to the Juſtices of the Peace of the ſaid City and County, at their next General Quarter-Seſſions held for the ſaid City and County, or ſooner, as the caſe may require, at a ſpecial Seſſions to be held for that purpoſe, by three of the ſaid Juſtices of the Peace (whereof one to be of the *Quorum*) which ſaid Juſtices are hereby authorized and impowered to hold accordingly, who thereupon ſhall and may make ſuch Order and Orders in and about the ſame, as to them ſhall ſeem good; Which ſaid Order or Orders ſo to be made, ſhall be by the ſaid Surveyors, and all other Perſons concerned in putting this Act in execution, duly obſerved and performed. And the ſaid Surveyors are hereby impowered and authorized to ſummons and give notice to ſuch and ſo many of the Inhabitants of the Wards aforeſaid, as they the ſaid Surveyors ſhall think fit, at ſuch times, places and ſeaſons (as they the ſaid Juſtices of the Peace, in manner aforeſaid, ſhall order and appoint) and for ſo long time as the ſaid Surveyors ſhall appoint, to meet and convene with Carts and Carriages, Shovels, Spades, Pick-axes, Mattocks, and other Tools and Inſtruments, as by the ſaid Surveyors ſhall be thought neceſſary for the ſaid Work, for the amending, clearing, repairing and making good the ſeveral High-ways, Roads, Bridges and Cawſe-ways within the ſeveral Diſtricts and Limits herein before ſet forth. And all and every ſuch Perſon and Perſons ſummoned or having Notice, as

How the Surveyors ſhall be appointed.

The Duty of Surveyors.

The Inhabitants to appear on the high-ways.

as aforeſaid, either themſelves, or a ſufficient working hand for them, ſhall meet within their ſeveral Limits aforeſaid, at the ſaid time and place ſo appointed, and obey and perform ſuch Orders and Directions as the ſaid Surveyors (by order of the ſaid Juſtices of the Peace, in manner aforeſaid) ſhall direct and appoint. And in caſe any Perſon ſummoned ſhall not by themſelves, or another ſufficient Perſon in his place, appear, as aforeſaid, every ſuch Defaulter ſhall Forfeit *Six Shillings* current Money of this Province, for each Days abſence, To be levyed (by Warrant from any one of the Juſtice of the Peace aforeſaid, who is hereby authorized to grant ſuch Warrant, directed to the Conſtable of ſuch Ward or Diſtrict where ſuch Default is made) by Diſtreſs and Sale of the Offenders Goods and Chattles, at a publick Out-cry, and after payment of the ſaid Diſtreſs and Charges, the Over-plus (if any) to be returned to the Owner. And every Team, with Cart and Waggon, and a Man to manage the ſame, which the ſaid Surveyors ſhall have occaſion to uſe, ſhall be eſteemed in the place of three Days Labour of one Work-man, upon pain of every Day making Default, *Eighteen Shillings*, like Money, to be levyed on the Goods and Chattels of the owner thereof, in manner and form aforeſaid. Which ſaid Forfeitures ſhall be paid to the Surveyors, to be by them diſpoſed of in Repairing the High-ways aforeſaid. *Provided Nevertheleſs*, That the Surveyors aforeſaid, ſhall imploy the reſpective Inhabitants within the ſeveral Wards and Diſtricts aforeſaid, juſtly and equally every year; and that no Perſon be compellable to work above eight Days in the year, nor at any time in Seed-time, Hay or Corn-harveſt.

Penalty for not appearing

And be it further Enacted by the Authority aforeſaid, That every Surveyor (who ſhall be ſo choſen and appointed in manner aforeſaid) who ſhall refuſe or neglect to do and perform the Duties and Services required by him or them in and by this Act, ſhall Forfeit *Five Pounds* current Money aforeſaid, to be Recovered by Action of Debt, Bill, Plaint or Information in any Court of Record held within the City and County aforeſaid, with Coſts, one Third of which Forfeiture ſhall go to the Informer, who ſhall proſecute the ſame to effect, and the other Two Thirds to be imployed by the direction of any two of the Juſtices of the Peace aforeſaid, whereof one to be of the *Quorum*, in the Repairing and making good the High-ways aforeſaid.

Penalty on Surveyors for neglect of their Duty.

And be it further Enacted by the Authority aforeſaid, That in caſe any Difference or Diſpute ſhall ariſe between any of the Inhabitants of the reſpective Wards and Diſtricts aforeſaid, or any of them, or between them and the ſaid Surveyors, ſo to be choſen as aforeſaid, of or concerning the Repairing or Amending the High-ways aforeſaid, the ſame ſhall be ſettled and determined by any three of the Juſtices of the Peace aforeſaid (whereof one to be of the *Quorum*) or by the Juſtices at their General Quarter-Seſſions, whoſe Order and Determination therein, made in Writing under their Hands, ſhall be Concluſive to all Parties.

how differences ſhall be decided

And be it Enacted by the Authority aforeſaid, That every Juſtice of the Peace within the ſaid City and County, that ſhall not put the ſeveral Fines and Forfeitures impoſed by this Act, in Execution, ſhall Forfeit ſeverally the Sum of *Five Pounds* current Money of *New-York*, to be levyed,

Penalty on Juſtices for their neglect.

levyed, paid and applyed in ſuch manner and form as the other Fines and Forfeitures in this Act are directed. This Act to be in Force until the firſt Day of *June*, One Thouſand Seven Hundred and Twenty, and no longer.

This Act is Revived and continued till the year 1728. *by an Act paſsed in the 7th year of King George.*

An Act for Repealing part of a Clauſe in an Act, Intituled, An Act for the more effectual Preſervation of Deer, and other Game, and the Deſtruction of Wolves, Wild Cats, and other Vermin.

BE it *Enacted by the Governour, Council and Aſſembly, and by the Authority of the ſame*, That that part of a Clauſe relating to the Reward for Deſtroying or Killing Squirrels, Crows, and their Young ones, and Blackbirds, and there Young ones, mentioned and expreſſed in an Act for the more effectual Preſervation of Deer, and other Game, and the Deſtruction of Wolves, Wild Cats, and other Vermin, made in the Seventh Year of Her Maieſty's Reign, be and is hereby Repealed, made Null and Void, to all Intents and Purpoſes whatſoever, from and after the Publication of this Act.

An Act for laying an Exciſe on all Strong Liquors Retailed in this Colony.

BE it *Enacted by the Governour, Council and General Aſſembly, and by the Authority of the ſame*, That there ſhall be given and granted unto Her Majeſty, her Heirs and Succeſſors, from the firſt Day of *November*, which ſhall be in the Year of our Lord One Thouſand Seven Hundred & Fourteen, until the firſt Day of *November*, which ſhall be in the Year of our Lord One Thouſand Seven Hundred & Thirty Four, for the Uſes herein aftermentioned, an Exciſe upon all ſtrong Liquors Retailed through-out this Colony, under the Quantity of Five Gallons (Beer and Syder only excepted) to wit, the Eighth part of an Ounce of *Sivil*, *Pillar* or *Mexico* Plate, for each Gallon ſo Retailed; and likewiſe three quarters of an Ounce of the ſaid Plate for every Barrel of Beer and Syder.

And be it further Enacted by the Authority aforeſaid, That the Mayor and Aldermen of the City of *New-York*, the Mayor, Aldermen and Juſtices of the Peace of the City and County of *Albany*, and the Juſtices of the Peace of the other Counties, within this Colouy, to which they belong, or the Major part of them, for the time being, are hereby required, Authorized and Impowered to let to Farm the aforeſaid Exciſe in their reſpective Cities and Counties, by publick Out-Cry, Auction or Vendue, yearly and every Year, on the firſt Tueſday in *October*, or ſome other day

The Exciſe to be let to farm to the higheſt bidder

in that week in which the ſaid firſt Tueſday ſhall happen, to the higheſt bidder, or to the ſeveral Retailers of ſuch Liquors, in each reſpective City, Town, Burrough, Mannor or Precinct, as the ſaid Mayors, Aldermen and Juſtices of the Peace reſpectively, in their diſcretions ſhall think fit, for the better advancement of the Duty and Exciſe hereby to be granted and levyed, publick Notice being firſt given of the time ſuch farming is appointed to be made by affixing Advertiſements thereof, in the moſt publick places in each reſpective City, Town, Mannor and Precinct, Ten days at leaſt before ſuch Auction or Vendue is made,

Security to be taken.

And the ſaid Mayors, Aldermen and Juſtices of the Peace, as aforeſaid, are hereby required to take good Securitys by Recoguizances, with ſufficient Sureties, of all and every Perſon or Perſons that ſhall Farm the Exciſe, as aforeſaid, with Condition, that they pay the ſame quarterly, by equal and even payments, into the hands of the Treaſurer of this Colony for the time being, who is hereby appointed to receive the ſame; And alſo after two Months after the ſame Exciſe or any part thereof, ſhall be let to farm, or agreed for, to tranſmit to the Treaſurer a true Account of the ſame reſpectively, with the Recognizances for the due payment thereof, according to the intent of this Act.

Penalty one Magiſtrates for neglect of their duty.

And be it further Enacted by the Authority aforeſaid, That if any or either of the ſaid Mayors, Aldermen or Juſtices of the Peace, as aforeſaid, ſhall neglect, deny or refuſe to let to Farm the aforeſaid Exciſe, in manner aforeſaid, or to put this Act in Execution, ſo far as they are required and impowered, according to the true intent and meaning hereof, that then, he or they ſo offending ſhall each of them reſpectively forfeit ~~unto her~~ Majeſty, her Heirs and Succeſſors, the Sum of *Fifty Pounds* current Money of *New-York*, to be recovered in any of her Majeſties Courts within this Colony, by any Perſon or Perſons, who will and ſhall inform and ſue for the ſame, by Action of Debt or Information, the one half of which Forfeitures to be to her Majeſty, her Heirs and Succeſſors, to be paid in to the Treaſurer, and applyed towards the Support of the Government, and the other half to the Informer.

The Juſtices may agree with Retailer of Liquor.

And be it further Enacted by the Authority aforeſaid, That where there ſhall be no Farmer of the Exciſe in manner before expreſſed, the Mayors, Aldermen and Juſtices of the Peace of the ſeveral Cities and Cou ns reſpectively, ſhall and may either agree with the Retailers, whom they reſpectively, ſhall Liſence, at leaſt for the higheſt of ſuch Sum or Sums by the Year, as ſuch Retailer or Retailers at any time formerly had or have paid, to be paid into the Treaſurer Quarterly, as aforeſaid, or otherwiſe to make ſuch Retailer or Retailers enter into Recognizance, with ſufficient Sureties, for the true and due payment of the Exciſe herein before appointed, to be paid and granted according to the true meaning hereof.

Retailers ſhall enter their Liquors.

And for the due and orderly Collecting the Exciſe hereby Given and Granted, *Be it further Enacted by the Authority aforeſaid*, That all Retailers of ſtrong Liquors within this Colony, ſhall upon all their Receipts of all ſuch Liquors before expreſſed, and Exciſeable, come to the Farmer of the Exciſe (if any be) or to the Mayor, Aldermen or Juſtices of the Peace reſpectively, and on default thereof, all ſuch Liquors as ſhall be found in

any

any Retailers Houſe or Ware-houſe, Cellar or other place belonging unto him, her or them, within th s Colony, and have not been duly entered and paid the Duties of Exciſe, as aforeſaid, Then and in ſuch Caſe, upon Conviction by Oath of one or more Credible Witneſſes, before any Juſtice of the Peace within this Colony, the ſaid Retailer or Retailers ſo Offending in the Premiſes, ſhall forfeit all ſuch Liquors, and three times the value thereof, the one Moiety to her Majeſty, her Heirs and Succeſſors, to be paid to the Treaſurer of this Colony, for the time being, for and to be applyed towards the Support of this Goverment, and the other half to the Perſon that will ſue for the ſame, before any Juſtice of the Peace in this Colony, who is and every of them are hereby required and Impowered ſummarily, and at his diſcretion ſolely to hear and determine the ſame, and to Iſſue his Warrant for ſeizing all ſuch Liquors to be forfeited, as aforeſaid, and for committing to the Common Goal all ſuch Retailors of Liquors, who have not entered and paid the Duties aforeſaid, and ſhall be ſo convicted thereof, there to remain without Bail or Mainprize, until they ſhall ſatisfy and make payment of three times the value of ſuch Liquors ſeized and forfeited, as aforeſaid, as alſo for arreſting and cauſing to be brought before him any Perſon or Perſons informed againſt for Retailing without Liſence, provided he, her or they have Liberty to appeal to the next Seſſions of the Peace, giving ſufficient Security to anſwer the ſame.

Penalty for ſelling Liquor without Liſence.

And be it further Enacted by the Authority aforeſaid, That if any Perſon or Perſons within this Colony, not duly Liſenced, ſhall either by Land, or by Water, at any time preſume to ſell by retail any Strong Liquors, that is to ſay, any Quantity under five Gallons, as aforeſaid, the Perſon or Perſons ſo offending ſhall pay the Sum of *Five Pounds* current Money aforeſaid, for every ſuch offence, being thereof convicted in manner aforeſaid, to be applyed and paid as aforeſaid.

Penalty for ſelling to Negroes.

And be it further Enacted by the Authority aforeſaid, That no Retailer of ſtrong Liquors within this Colony, ſhall ſell any ſtrong Liquors to any Negro or Indian Slave, under the Penalty of *Forty Shillings* for every ſuch Offence, to be recovered before any one of her Majeſtys Juſtices of the Peace, by him or her that ſhall ſue for the ſame, and to be applyed as as aforeſaid.

No abatement of Penalties.

And be it further Enacted by the Authority aforeſoid, That no Perſon or Perſons enabled to ſue for any Penalty, by virtue of this Act, ſhall compound, remit or make any abatement of or for any of the Penalties herein mentioned, but that the ſame may be proſecuted to effect, and paid and applyed as herein before expreſſed.

And b it alſo Enacted by the Authority aforeſaid, That Lyon Dollars and half Dollars ſhall be received and be of equal Value to Thirteen Penny weight and eighteen Grains of *Sevil*, *Pillar* and *Mexico Plate*, as aforeſaid, for each Dollar, for the Duty hereby intended to be raiſed.

Burrough of Weſtcheſter.

And be it further Enacted by the ſame Authority, That the Mayor and Aldermen of the Burrough-Town of *Weſtcheſter*, are hereby impowered and required to let to Farm the Exciſe of the Burrough-Town iu the ſame manner, and under the ſame Regulations as the Mayor and Aldermen of the City of *New-York*, or the Mayor and Aldermen of the City of *Albany*, are by this Act impowered, directed and required to do.

Excise to be applyed to pay the publick debts.

And be it further Enacted by the Authority aforesaid, That all and singular the Moneys arising by virtue of this Act, during the whole time aforesaid shall be applyed to and for the Paying and Discharging the *Publick Debts* of this Colony, such, and in such manner as shall be directed and ascertained in an Act of General Assembly for that purpose hereafter to be made. And if it shall so happen that the said Excise shall amount to more than will pay and discharge the publick Debts of this Colony aforesaid, that then, and in such case, the Sum that remains over and above, in the hands of the Treasurer aforesaid, after such *Publick Debts* shall be fully paid and Discharged, shall be applyed to the Use of this Colony, in such manner and to such Purposes as the Governour, Council and General Assembly, for the time being, shall direct, and not otherwise.

An Act for *Dutches County* to Elect a Superizor, a Treasurer, Assessors and Collectors.

BE it *Enacted by the Governour, Council and Assembly, and by the Authority of the same,* That the Justices of the Peace in *Dutches County,* or any two of them, shall, and are hereby required to issue their Warrant to the Constables of the said County, to give warning to the Free-holders and Inhabitants in the respective Precincts thereof, to assemble and meet at the most convenient place, as the said Justices, or any two of them shall appoint, at any time before the first *Thuesday* in *September* next, there to make choice of one Freeholder, to be Supervizor, one Treasurer, two Assessors and two Collectors, in the said County, who shall have the same Power, Authority, Office and Function, and do, perform, execute and serve, and be liable to the same Pains and Penalties as the Supervizors, Treasurers, Assessors and Collectors of the several and respective Counties within this Colony have, ought, or are intended to have, do, perform and be liable to, by one certain Act of General Assembly, passed in the year of our Lord one thousand seven hundred and three, entituled, *An Act for the better explaining and more effectual puting in execution an act of General Assembly, made in the 3d Year of the late King* William *and Queen* Mary, *entituled, An Act for defraying the publick and necessary Charge thro' out this Province, and maintaining the Poor, and preventing Vagabonds,* until the first *Tuesday* in *April* next ensuing, and then one Supervizor, one Treasurer, and so many Assessors and Collectors to be chosen and elected annually, according to the direction of the said Act, who shall be liable to such Pains and Penalties as in the said Act is expressed.

The following Acts were also passed at the same time, Viz.

An Act to oblige the County of *Ulster* to Satisfie what that County is in arreat to Coll. *Jacob Rutsen* and *Adrien Gerretsen.*

An Act for the Treasurers paying the Sum of 125 Ounces of Plate unto *Peter Van Brugh* and *Hendrick Hansen,* Esq; late Commissioners at *Albany.*

An Act for the Treasurers Paying sundry Sums of Money to the late Commissioners

An Act to continuing an Act, entituled, *An Act for laying an Excise on all strong Liquors Retailed in this Colony.*

An Act to take away Doubts and Scruples relating to the Letting of the Excise.

An Act for laying a Duty on Goods Sold by Auction, vendue or Out-cry.

An Act for the further laying out, Regulating and better clearing publick Highways thro'-out this Colony

An Act for preventing the Multiplicity of Law-Suits.

BE it Enacted by his Excellency the Governour, Council and General Assembly of this Colony, and by the authority of the same, That if any Two or more dealing together, be indebted to each other upon Bonds, Bills, Bargains, Promises, Accounts, or the like, and one of them commence an Action in any Court of this Colony, if the Defendant cannot gainsay the Deed, Bargain or Assumption upon which he is sued, it shall be lawful for such Defendant to plead Payment of all or any part of the Debt or Sum demanded, giving notice in Writing, with the said Plea, of what he will insist upon at the Tryal, for his Discharge, and give any Bond, Bill, Receipt, Account or Bargain (so given Notice of) in Evidence; and if it shall happen that the Defendant hath fully paid or satisfied the Debt or Sum demanded, the Jury shall find for the Defendant, and Judgment shall be entered, That the Plaintiff shall take nothing by his Writ, and shall pay the Costs. And if it shall appear that any part of the Sum demanded is paid, then so much as is found to be paid shall be Discounted, and the Plaintiff shall have Judgment for the Residue only with costs of Suit. But if it appear to the Jury that the Plaintiff is over-paid, then they shall give in their Verdict for the Defendant, and withal certifie to the Court how much they find the Plaintiff to be Indebted or in arrear to the Defendant more than will answer the Debt or Sum demanded, and the Sum or Sums so certified shall be Recorded, with the Verdict, and shall be deemed as a Debt of Record; and if the Plaintiff refuse to pay the same, the Defendant, for Recovery thereof, shall have a *Scire facias* against the Plaintiff in the said Action, and have Execution for the same, with the costs of that Action, any Law, Usage or Custom to the contrary in any wise notwithstanding.

An Act for shortening of Law-Suits, and Regulating the Practice of the Law.

BE it Enacted by the Governour, Council and General Assembly, and it is hereby Enacted by the authority of the same, That every Person on whom a *Capias* is served by the Sheriff or other proper Officer, shall enter his Appearance at the Court to which the said *Capias* is Returnable, or give in special Bail to the Action, as the Law and nature of the Cause

Time of Appearance and Bail to be given.

requires, and in caſe ſuch Perſon does neglect or refuſe to enter ſuch Appearance, or give ſuch ſpecial Bail, as aforeſaid, the Bail Bond ſhall be aſſigned, unleſs the Court does think fit to allow a further time for the puting in of ſpecial Bail, which they may do at their Diſcretion; *always provided*, Such time ſhall not exceed the term of twenty days in the Supream Court, and ten days in the Inferiour Courts.

Declaration to be filed, and copy of Bond to be delivered.

And be it further Enacted by the Authority aforeſaid, That every Plaintiff ſhall file his Declaration in the Clerks Office during the ſitting of the Court, to which ſuch *Capias* is Returnable; or in caſe time is allowed by the Court at or before the Expiration of ſuch time ſo allowed, and ſhall give Oyer of the Specialties or other Inſtruments mentioned in the ſaid Declaration, together with Copies of the ſame, to the Defendant or his Attorney, or leave them in the Clerks Office, on penalty of being Nonſuited, in caſe the Plaintiff or his Attorney neglect to do the ſame.

Time that Defendant ſhall enter his Plea.

And every Defendant ſhall file his Plea in the Clerks Office, and give Oyer of ſuch Inſtruments, as are mentioned in the ſaid Plea, together with Copies of the ſame, to the Plaintiff or his Attorney, or to the Clerk of the Court in which the Declaration is filed, within ſuch time as is hereafter directed, That is to ſay, To the Clerk of the Supream Court within Ten Days after ſuch Declaration is filed, and to the Clerk of any Inferiour Courts of Common Pleas, within Twenty Days after the Declaration is filed; and if the Defendant ſhall neglect or refuſe to enter his ſaid Plea within the times by this Act directed and appointed, that then and in ſuch caſe, Judgment ſhall be entered againſt him for ſuch his Default.

Time allowed to enter Replications and Rejoynders.

And if it ſo happen that Replications or Rejoynders are neceſſary to be made, ſuch Replication ſhall be filed by the Plaintiff in the Clerks Office of the Supream Court, within Twenty Days after the time appointed by this Act for filing the Plea, and in the Clerks Office of any of the Inferiour Courts of Common Pleas, within Twenty Days after the time appointed by this Act for filing the ſaid Pleas, or be Nonſuited: And the Rejoynder ſhall be filed by the Defendant in the Clerks Office of the Supream Court within Twenty Days after the time appointed by this Act for filing the Replication; and in the Clerks Office of any of the Inferiour Courts of Common Pleas, within Twenty Days after the time appointed by this Act for filing the ſaid Replication; and if the Defendant neglect or refuſe to file ſuch Rejoynder within the time preſcribed by this Act, then Judgment ſhall be entered againſt the ſaid Defendant ſo neglecting, for ſuch his Default; and where further Pleadings are not neceſſary, Iſſue ſhall be joyned, and the Caſe Tryed the next Court after that to which the *Capias* was returned; and where further Pleadings are neceſſary, the time of ſuch Pleadings ſhall be appointed by the next Court following.

Time of coming to Tryal.

And be it further Enacted by the Authority aforeſaid, That the Plaintiff ſhall come to Tryal the next Court after Iſſue joyned, or be Non-ſuited, unleſs the Court ſee cauſe to the contrary; And if the Defendant does not appear upon the Tryal, the Plaintiff ſhall Proceed in his Default.

Provided always, and it is hereby further Enacted by the Authority aforeſaid, That in caſe of a Non-ſuit, or Judgment by Default, no Execution ſhal

Iſſu

Iſſue thereupon till after the next Court following ſuch Non-ſuit or Judgment by Default.

And be it Enacted by the Authority aforeſaid, That every Perſon deſiring the ſame, ſhall be permitted and allowed to enter appearance, and plead his own Cauſe or Cauſes himſelf, or by his Attorney, or by both, in any Court of Record within this Colony. May plead his own Cauſe,

And be it Enacted by the Authority aforeſaid, That all Proceſs ſhall be ſealed by the reſpective Clerk of each Court of Record within this Colony and that Writs of *Capias* ſhall be ſigned under-neath on the right hand by the Clerk, and on the left by the Plaintiff or his Attorney, otherwiſe the Writ ſhall abate. Writs ſhall be ſigned.

And be it Enacted by the Authority aforeſaid, That every Attorney on filing a Declaration or Plea in any Cauſe, ſhall enter his Warrant of Attorney, and leave a Copy thereof in the Clerks Office, under the Penalty of paying all the Coſts, and the Action ſhall Diſcontinue. And every Attorney having undertaken, or that ſhall undertake to Plead a Cauſe or Cauſes, ſhall manage the ſame, until it be fully Determined (unleſs diſcharged by his Imployer) under the Penalty of paying all the Coſt and Damage that ſhall be ſuſtained by his Imployer or Imployers, if the Cauſe ſhall happen to miſcarry through his Default, to be recovered by ſuch as ſhall be agrieved from ſuch Attorney or Attorneys by Action of Debt in any Court of Record within this Colony. Warrant of Attorney.

And be it Enacted by the Authority aforeſaid, That when any Non-Reſident of the County where the Action ſhall be brought, ſhall take out a Writ of *Capias* againſt an Inhabitant, he ſhall give Bond unto the Defendant, with Security dwelling in the ſaid County, in the Penalty of Ten Pounds, upon Condition to pay the Coſts, if caſt, non-ſuited, diſcontinue or withdraw his Suit without conſent of the Defendant, which Bond ſhall be left with the Clerk of that Court in which the Action is Commenced. And when any Non-Reſident of this Province ſhall take out a Writ or *Capias* againſt any Perſon within this Province he ſhall give Bond unto the Defendant, with Security, dwelling in the ſaid Province in the Penalty of Ten Pound upon Condition to pay the Coſt, if Caſt, Non-ſuited, Diſcontinue or withdraw his Suit without the conſent of the Defendant, which Bond ſhall be left with the Clerk of the Court in which the Action is Commenced. And any Clerk neglecting to take ſuch Security, ſhall pay the Defendants Coſts, to be recovered, as aforeſaid. And in all Actions above the Value of Ten Pounds the Defendant ſhall give ſpecial Bail, if required, except in Actions of *Slander*, *Quare clauſum fregit*, *Aſſault and Battery*, unleſs it be otherwiſe ordered by the Court. Non Reſidents ſhall give bond

And be it Enacted by the Authority aforeſaid, That no Perſon or Perſons whatſoever, after Publication hereof ſhall commence, ſue or proſecute any Suit or Action whatſoever in the Supream Court of Judicature of this Colony, wherein the true and real cauſe of Action ſhall not exceed the Sum of Twenty Pounds current Money of this Colony, over and above all the Coſt and Charges of the Suit (Except where Titles of Land are any ways concern'd) under the Penalty of paying to the Defendant all his Coſts and Damages which ſhall accrue by ſuch Proſecutions, to be recovered by Where cauſes to be tryed.

Action

Action of Debt in any of the Inferior Courts of Common Pleas within this Colony.

And be it further Enacted by the Authority aforesaid, That no Suit or Action whatsoever (except where Titles of Land are concern'd) shall be removed from the Inferior Courts of Common-Pleas of any County within this Colony, by *Habeas Corpus*, or any otherwise, unless by *Writ of Error* after Judgment given, except where the Sum or Value of the Suit or Action commenced, as aforesaid, shall exceed the Sum of *Twenty Pounds* current Money aforesaid. And if any Person or Persons shall remove any Action contrary to the true intent and meaning of this Act, he, she or they so offending shall pay to the Party or Parties injured all the Cost & Damages sustain'd by such Removal, to be recovered as aforesaid, any Law, Custom or Usage to the contrary notwithstanding.

And be it further Enacted by the Authority aforesaid, That if any Person or Persons shall bring a *Writ of Error* upon a Judgment obtain'd in any of the Inferior Courts of *Common-Pleas*, returnable to the *Supreme-Court*, such Person or Persons shall give Security within ten days after the *Writ of Error* is brought, to prosecute his *Writ of Error* to effect, and to pay double the Costs of the other Party, if the Judgment given in the said *Inferior Courts* shall be Affirmed.

Provided always, That no Execution shall issue upon such Judgment of the *Court of Common-Pleas*, after the Plaintiff in Error hath given notice to the Defendant, by shewing him or his Attorney the said Writ, unless he shall neglect to give in Security, as aforesaid.

And be it further Enacted by the Authority aforesaid, That all Process, Pleadings, Entries and Proceedings whatsoever, in all the Courts of Judicature within this Colony, shall be in the *English Tongue*.

An Act for the Paying and Discharging the several Debts and Sums of Money, claimed as Debts of this Colony, to the several Persons therein named; and make and enforce the *Currency of Bills of Credit* to the Value of *Twenty Seven Thousand six Hundred and Eighty Pounds*, for that purpose. Also, to make void all Claims and Demands made, or pretended to be due from this Colony before the first Day of *June*, 1714. and to prevent this Colony from being in Debt for the future.

WHereas there are several Persons who claim Sums of Money as due to them from this Colony, for Services formerly done, or Money and Effects advanced by them for the necessary Service thereof, by directions from the former Governors of this Colony, or those who have executed the Authority of the same; for many of which Sums of Money, Warrants have been drawn by the said Governors, by and with the consent of the Council of this Colony, upon the Collector

Collector and Receiver General, for the time being, payable out of ſuch Fonds or Sums of Money as have, from time to time, been raiſed and paid by the Subjects inhabiting this Colony, for the ſupport of the Government of the ſame; which Warrants nevertheleſs have not been complyed with, nor the Claiments paid, but great part of the Fonds and Sums aforeſaid miſ-applyed and extravagantly expended by ſome of the former Governors of this Colony, contrary to the true intent for which ſuch Sums were raiſed; which Miſ-application, unjuſt and extravagant Expending of the Revenue given by the Loyal Subjects aforeſaid, to Her Majeſty, and to Her Royal Predeceſſors, Kings and Queens of *England*, ſufficient for the Honourable as well as neceſſary Support of their Government here, has in great Meaſure ſunk the Credit of the ſaid Government, Diſcouraged and Diſabled the Subjects inhabiting therein, from raiſing ſuch Supplyes as they would otherwiſe be inclinable to do, and has occaſioned the Demands now made by moſt of the Claimants aforeſaid, for the Services done, and Sums of Money advanced by them, which if not complyed with, in ſome meaſure, will be the utter Ruin and Undoing of many of the ſaid Claimants, and prove a great and irreparable Loſs to moſt of them. And although this Colony, in ſtrict Juſtice, is in no manner of way obliged to pay or diſcharge many of the ſaid Claims, Having, from time to time, provided Sums ſufficient to have prevented moſt of the ſaid Demands, had the ſaid Sums been duely applyed; Yet in regard many of the Warrants drawn, as aforeſaid, have paſſed in the Nature of Bills of Credit, and many of Her Majeſty's Subjects would be great ſufferers if not Relived; Therefore in order to Diſcharge the ſaid Claims, Reſtore the publick Credit, and fix it on ſuch a Foundation as will be moſt conducive to the ſervice of Her Majeſty, and Her Royal Succeſſors, as well as the good of Her Subjects inhabiting this Colony, and to ſettle and quiet the Minds of the ſame, Bury all Strifes Annimoſities and Diviſions that might otherwiſe ariſe, for, about or concerning any of the ſaid Claims, as well as in tender Commiſeration of the Condition of many of the Claimants, who, without an Act of General Aſſembly are wholly Remedileſs, *Be it Enacted by the Governour, Council and General Aſſembly, and 'tis hereby Enacted by the Authority of the ſame*, That the Sum of Twenty Seven Thouſand ſix Hundred and Eighty Pounds be by the Treaſurer of this Colony, paid to the ſeveral Perſons hereafter named, their Executors or Aſſigns, in ſuch manner as is hereafter expreſſed, That is to ſay.

To *Robert Walter*, Eſq; his Excutors or Aſſigns the Sum of Two Hundred ſixty nine Pounds Eleven Shillings and Three Pence, for the full Diſcharge of three Warrants, the firſt dated the ſixth day of *November*, 1701. the ſecond, the 14th. day of *April*, 1702. drawn by Capt. *John Nanfan*, late Lieut. Governour of this Colony, and payable out of the Revenue to the ſaid *Robert Walter*, for Fire-Wood provided by him for his then Majeſty's Fort at *New-York*; and the third dated the twentieth day of *November*, 1702. drawn by Capt. *Nanfan*, aforeſaid, and payable out of the Revenue aforeſaid, to *Barny Coſens*, or order, for the ſaid *Nanfan's* Expences upon an Expedition to *Albany*, and Reſidence there in the Month of *July*, 1701.

To *Elias Peltreaux*, his Excutors or Aſſigns, the Sum of One Hundred Twenty One Pounds Fourteen Shillings and Four Pence half Penny, for the full Diſcharge of two Warrants, the firſt dated the ſeventeenth day of *June*, 1701. drawn by Capt. *Nanfan*, aforeſaid, and the ſecond Dated the third day of *Auguſt*, 1703. drawn by *Edward* Viſcount *Cornbury*, late Governour of this Colony, both payable out of the Revenue of the ſame, to the ſaid *Peltreau*, for Candles provided by him for the Fort at *New-York*; alſo, in full diſcharge for One Thouſand nine Hundred and Fifty Pounds of Candles provided by him for the Fort aforeſaid.

To *Lucretia Hegeman*, the Sum of Twenty Five Pounds, in full diſcharge of one Warrant, dated the ſixth day of *December*, 1703. drawn by Lord *Cornbury*,

aforeſaid, and payable out of the Revenue aforeſaid, to the ſaid *Hegeman*, as a Reward for three years ſervice and ſufferings of her Husband during the laſt War.

To Capt. *Ebenezer Willſon*, his Executors or Aſſigns, the Sum of Three Hundred and two Pounds Seventeen Shillings and Four Pence half Penny, for the full diſcharge of two Warrants, the one dated the ſixteenth Day of *June*, 1702. drawn by Lord *Cornbury*, aforeſaid and payable to *Rip van Dam* or Order, for three Hundred Pounds advanced by him towards his Lordſhips Expedition to *Albany*, to meet the five Nations of *Indians* there; and the other dated the fifth day *Auguſt*, 1703. drawn by Lord *Cornbury* aforeſaid, and payable to *Matthew Ling* or order, for providing of Wine, Brandy and Sugar, &c. towards the ſaid Expedition.

To Capt. *James Weemes*, his Executors or Aſſigns, the Sum of Nine Pounds Fourteen Shillings and ſeven Pence, in full diſcharge of two Warrants drawn by Lord *Cornbury*, the one dated the fifth day of *September*, 1707. and payable to the ſaid *Weemes* or Order, for Money disburs'd by him for Work done in her Majeſty's Fort at *Albany*, The other dated the ſeventh day of *September*, 1708. payable to the ſaid *Weemes* for Money disburs'd by him for mending the Water-Courſes and Trenches in the ſaid Fort.

To Capt. *Richard Willet*, his Executors or Aſſigns, the Sum of Twenty Pounds, for the full diſcharge of one Warrant dated the ſeventeenth day of *June*, 1701. drawn by Capt. *John Nanfan* aforeſaid, and payable to *David Jamiſon* or Order, for his Sallary as Clerk of the Council.

To Mr. *Phillip Schuyler*, his Executors or Aſſigns, the Sum of Seventy Five Pounds, for the full diſcharge of three Warrants, two of Them dated the third day of *July*, 1705. And the third, the eighteenth day of *July*. 1706. drawn by Lord *Cornbury*, aforeſaid, and payable to *Hilletje van Olinda*, for her Sallary as Interpreteſs to the *Indians*.

To *Margret Stoaks*, her Executors or Aſſigns, the Sum of Twenty ſix Pounds Fifteen Shillings and two Pence half Penny, in full diſcharge of a Warrant drawn by Lord *Cornbury*, aforſaid, dated the third day of *Auguſt*, 1703. and payable out of the Revenue to the ſaid *Stoaks*, for Proviſions and other things bought for his Lordſhips Expedition aforeſaid.

To the Executor of *John Coſaart* or his Aſſigns the Sum of One Hundred and One Pounds Seven Shillings and Eight Pence, for the full diſcharge of two Warrants, the one drawn by Capt. *John Nanfan*, aforeſaid, dated the twenty firſt day of *October*, 1699. payable out of the Revenue to *Robert Livinſtone* or Order, for ſundry Charges paid for entertaining the *French* Agents ſent from *Canada* to the Earl of *Bellomont*, the other drawn by the Earl of *Bellomont*, formerly Governour of this Colony, dated the ſeventh day of *Auguſt*, 1700. payable to the ſaid *Livingſtone* or Order, for Charges expended and things provided for his Lordſhips Expedition to the *Indians* at *Onnondage*.

To *Derik Benſon*, his Executors or Aſſigns, the Sum of Eight Pounds Fifteen Shillings for the full diſcharge of one Warrant drawn by Lord *Cornbury* aforeſaid, dated the ſecond day of *June*, 1702. payable to Coll. *Peter Shuyler*, or Order, in part of three hundred ninety nine Pounds Fourteen Shillings and two Pence, for Goods advanced by him and others, to the *Indians* of the five Nations, in the Year 1688.

To *Rachel Teller*, Widdow of *William Teller*, her Executors or Aſſigns, the Sum of Ninety one Pounds Sixteen Shillings and ſix Pence, for the full diſcharge of two Warrants, the one dated the twenth ſixty day of *January*, 1701. drawn by Capt. *John Nanfan*, aforeſaid, the other drawn by Lord *Cornbury*, aforeſaid, dated the third day of *Auguſt*, 1703. both payable to *William Teller* or Order, for the hire of his Sloop to tranſport the ſaid Capt. *Nanfan*, and the ſaid Lord *Cornbury*, on each of their Expeditions to the Five Nations of *Indians*, and attending on them.

To

To the Executors of Capt. *Johannes de Peyſter*, or their Aſſigns, the Sum of One Hundred Fifty Five Pounds three Shillings and Four Pence, for the full diſcharge of two Warrants, the one drawn by Capt. *Nanfan*, aforeſaid, dated the eighth day of *January*, 1701. payable to *William Attwood*, Eſq; Chief Juſtice of this Colony, or Order, for Sallary due to him from the Twenty Fifth day of *December*, 1700. to the twenty fifth day of *December*, 1701. The other drawn by Lord *Cornbury*, aforeſaid, dated the twenty ſecond day of *October*, 1708. payable to the ſaid *De Peyſter*, or Order, for providing Fire-wood for Her Majeſty's Fort.

To Capt. *John D' Honeur*, his Executors or Aſſigns, the Sum of Eight Pounds Fifteen Shillings, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the ſecond day of *February*, 1702. and payable to the ſaid *D' Honeur*, or Order, for his Journey to *Albany*, and back again, being ſent Expreſs by His Lordſhip, for the ſervice of the Colony.

To *William Bradford*, his Executors or Aſsigns, the ſum of two hundred & thirty Pounds eighteen Shillings and four Pence half penny, for the full diſcharge of nine Warrants drawn by Lord *Cornbury*, aforeſaid, & one drawn by Lord *Lovelace*, when Governor of this Colony, payable to the ſaid *Bradford* or order, for Sallary due to him, as Printer, in the years 1701, 1702, 1706, 1707, 1708. and one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the firſt day of *April*, 1703. payable to *Robert Walter*, or order, for Firewood, found and provided by him for her Majeſty's Garriſon in New-York, and for the full diſcharge of an Account brought in by the ſaid *Bradford*, by which Account the ſum of twenty five Pounds five ſhillings and ten pence is claimed of this Colony.

To Capt. *Iſaac De Reimer*, his Executors or Aſſigns, the Sum of two Hundred and eight Pounds fifteen Shillings, for the full diſcharge of three Warrants, two of which are dated the ſecond Day of *April*, 1702. and the third, the firſt day of *May*, 1702. drawn by Capt. *Nanfan*, aforeſaid, and made payable to himſelf, for Sallary due to him, and payment for an Arrear of a Tax due to the ſaid *Nanfan*, and aſſigned by him to his then Majeſty's Uſe.

To *Paul Droillet* his Executors or Aſſigns, the Sum of five Pounds, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the thirteenth Day of *April*, 1703. payable to *Thomas Davis*, or order, for his extraordinary Attendance at *Jamaica*, during the ſitting of the General Aſſembly in *October* and *November*, 1702.

To Coll. *Peter Schuyler*, his Executors or Aſſigns, the Sum of One Thouſand five Hundred and ſeventy ſeven Pounds ſeventeen Shillings and ſix pence half Penny, for the full diſcharge of thirty one Warrants, drawn by Lord *Cornbury*, aforeſaid, one dated the firſt day of *November*, 1704. two dated the fourteenth Day of *June*, 1706. five dated the fourteenth Day of *October*, 1706. ſix dated the ſeventeenth day of *July*, 1707. ſeven dated the 20th Day of *November*, 1707. ten dated the twenty ſixth day of *October*, 1708. All for providing Fire-wood for the Garriſons of *Albany* & *Schenectady*, & two drawn by Lieut. Governor *Ingoldesby*, dated the twentieth day of *May* 1709. and payable to the ſaid Coll. *Peter Schuyler* or order, for the providing Fire-wood for her Majeſtys ſaid Garriſons, and in full diſcharge for ſix more Warrants drawn by Lord *Cornbury*, aforeſaid, one dated the eighteenth day of *July*, 1705. payable to the ſaid *Schuyler* for building a New Fort at *Schenectady*, one dated the ſecond day of *October*, 1708. payable to the ſaid *Schuyler* for his Journey to the *Onnondage Country* in the Year 1703. one dated the twenty ſeventh day of *October*, 1708. payable to the ſaid *Schuyler* for Candles provided by him for the Garriſons aforeſaid, one dated the twenty ninth day of *October*, 1708. payable to the ſaid *Schuyler* for his Journey to the *Five Nations*, and Expences there; two dated the ſecond Day of *November* 1708. payable to ſaid *Schuyler*, the one for Out-Scouts ſent to the Lake, the other for building a Fort in the *Mohaques* Country.

To

To *Morgaret van Schaick*, Executrix of *Matthew Clarkeſon*, or her Aſſigns, the Sum of twenty ſeven Pounds twelve Shillings and four Pence half Penny, for the full diſcharge of Four Warrants, one drawn by his Majeſty's Council, dated the fifth day of *May* 1701. payable to *Matthew Clarkeſon*, Eſq; late Secretary of this Colony, or order, for engroſſing ſixty eight Skins of Parchment; three drawn by Lord *Cornbury*, aforeſaid, dated the eighth day of *May* 1704. payable to the ſaid *Clarkson* for his Sallary, Paper and other Incidents.

To *Abraham Wendell*, his Executors or Aſsigns, the ſum of twelve Pounds five ſhillings, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the fourth day of *May*, 1704. and payable to *William Hall*, or order, for providing Fire-wood for her Majeſty's Garriſon at *Schenectady*.

To Coll. *Abraham D' Peyſter*, his Executors or Aſsigns, the ſum of two hundred ſixty eight Pounds five ſhillings and one penny, for the full diſcharge of five Warrants drawn by Capt. *John Nanfan*, aforeſaid, one dated the ſixteenth day of *January*, 1699. another dated the ſecond day of *July*, 1700, both payable to *William Bradford*, for Sallary due to him, one dated the fifteenth day of *Auguſt*, 1699. payable to *Robert Livingſtone*, ſen. or Order, for Proviſions delivered to the five Nations of *Indians*, another dated the twenty fourth day of *December*, 1701. payable to the Lady *Bellomont*, for Sallary due to the Late Earl of *Bellomont*, as Governour of this Colony; another dated the Thirteenth day of *April*, 1702. payable to the Lady *Bellomont*, for Money due to the aforeſaid, Earl by Virtue of an Act of General Aſſembly of this Colony, entituled, *An Act for granting to His Majeſty the Sum of Two Thouſand Pounds*,

To Mr. *Bernardus Freeman*, Miniſter, his Executors or Aſſigns, the Sum of one hundred twenty nine Pounds ten Shillings, for the full diſcharge of Eight Warrants drawn by Lord *Cornbury*, aforeſaid, dated the twenty ſecond day of *March*, 1702. payable to the ſaid *Freeman* or Order, for his Sallary for Inſtructing the Five Nations of *Indians* in the *Chriſtian Faith*, and propagating Religion amongſt them.

To Capt. *Lancaſter Syms*, his Executors or Aſſigns, the Sum of three Hundred eighty Pounds and four Pence, for the full diſcharge of ſix Warrants drawn by Lord *Cornbury*, aforeſaid, one dated the Twenty ſecond day of *March*, 1706. and five dated the twenty ſecond day of *April*. 1708. all payable to the ſaid *Lancaſter Syms*, or Order, for providing Fire-wood for her Majeſty's Fort at *New-York*.

To *William ſmith*, Eſq; his Executors or Aſſigns, the Sum of one hundred forty nine Pounds nineteen Shillings and ten Pence, for the full diſcharge of four Warrants, one drawn by *Benjamin Fletcher*, Eſq; formerly Governour of this Colony, dated the fifteenth day of *October*, 1696. payable to *Gabriel Monvielle* or order, for Money advanced by him to anſwer the Charge of an Expedition to *Albany*, when the *French* and *Indians* made a deſcent upon our *Indian Country*, another drawn by the Earl of *Bellomont*, dated the fifteenth day of *May*, 1699. payble to *Gabriel Thomſon*, or order, for his Sallary as Door-keeper to the Aſſembly, and for Houſe-Rent, Fire-wood and Candles; another drawn and dated as next above, payable to *Robert Livingſtone*, or Order, for providing of two hundred and fifty Stocks for Guns, to be given as a Preſent to the *Indians*, another drawn by Lord *Cornbury*, aforeſaid, dated the third day of *Auguſt*, 1703. and payable to *Robert Livingſtone* aforeſaid, as one of the Executors of the laſt Will of *Gabriel Minvielle*, deceaſed, for Strouds, Duffels, and other thing for Preſents to the *Indians*, on His Excellency's Expedition to *Albany*, in the Year 1702.

To *Henry Swift*, his Executors or Aſſigns, the Sum of thirteen Pounds nine Shillings, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the twenty ſeventh day of *September*, 1708 payble to the ſaid *Swift*, or order, for Lodging and Entertaining the *French* Gentlemen that came from

Canada

Canada with a Flag o Truce, and for entertaining an *Indian* Sachem and his Company.

To *Roger Mompeſſon*, Eſq; his Executors or Aſſigns, the ſum of two hundred and thirteen Pounds fifteen Shillings and nine Pence, for the full diſcharge of five Warrants drawn by Lord *Cornbury*, aforeſaid, dated the eleventh day of *July*, the third day of *October*, and the ninth day of *January*, 1706. the firſt day of *July*, and the thirtieth day of *September*, 1708. payable to the ſaid *Roger Mompeſſon*, Eſq; or order, for Sallary due to him as Chief Juſtice of this Colony; Alſo for the full diſcharge of one hundred and forty four days Sallary due, over and above what was directed to be paid by the Warrants aforeſaid.

To *John Crook*, his Executors or Aſſigns, the ſum of forty one Pounds eleven Shillings and eight Pence, for the full diſcharge of two Warrants, one drawn by Capt. *John Nanſan*, aforeſaid, dated the fourteenth day of *April*, 1702. payable to the ſaid *John Crook*, or order, for turning of Powder, for Casks and Work done in the Fort of *New-York*, another drawn by Lord *Cornbury*, aforeſaid, dated the fifth day of *July*, 1705. payable to Coll. *Caleb Heathcote*, or order, for Fire-wood provided by him for her Majeſty's Fort at New-York.

To *May Bickley*, Eſq; his Executors or Aſſigns, the ſum of one hundred Pounds, for the full diſcharge of ſix Warrants drawn by Lord *Cornbury*, aforeſaid, dated the eleventh day of *July*, the third day of *October*, and the ninth day of *January*, 1706. the fifteenth day of *April*, the firſt day of *July*, the thirtieth day of *September*, 1708. and one drawn by Lord *Lovelace*, late Governour of this Colony, dated the thirteenth day of *January*, 1708. all payable to the ſaid *May Bickley*, or order, for his Sallary as Attorney General of this Colony; alſo, in full diſcharge of a Certificate under the Hand of *George Clarke*, Eſq; for Sallary due to the ſaid *Bickley*, over and above the Warrants before mentioned, till the twenty fifth day of *March*, 1709.

To His Excellency *Robert Hunter*, Eſq; Governour of this Colony, his Executors or Aſſigns, the ſum of four thouſand five hundred and ninety Pounds and ten Shillings, for the full diſcharge of eight Warrants drawn by Lord *Cornbury*, aforeſaid, five of which are dated the thirteenth Day of *September*, and two the fifteenth day of *December*, 1708. payable to the ſaid Lord *Cornbury*, in part of Sallary, as Governour of this Colony, endorſed by the Earl of *Clarendon* to his Excellency; and one endorſed and drawn as above, dated the eleventh day of *October*, 170 . and payable to *William van Allen*, or order, for attending his Lordſhip with his Sloop to *Albany*; alſo, for the full diſcharge of two Accounts given in by his ſaid Excellency, the one dated *March* the ninth day, one thouſand ſeven hundred and Twelve, the other the eighteenth day of *May*, 1714. demanding Payment of this Colony for his Sallary, for providing Fire-wood and Candles, for the Garriſons of *New-York*, *Albany*, *and Schenectady*, for Repairs of Her Majeſty's Fortifications, for Journeys to *Albany*, to meet the Five Nations, for Expreſſes, and ſeveral other Diſburſements for the publick Service, as by the ſaid two Accounts may more fully and at large appear.

To *Charlotte*, Lady *Lovelace*, her Executors or Aſſigns, the ſum of one hundred and ſeventy four Pounds one Shilling and ſeven Pence, for the full diſcharge of four Warrants drawn by *Peter Schuyler*, Eſq; Preſident of her Majeſty's Council, dated the eighth day of *May*, 1709, payable to the ſaid Lady *Lovelace*, for neceſſary Expences in relation to the Stores ſent by her Majeſty for the Uſe of the Garriſons of this Colony, for Incidents of the Government of *New-York* during his Lordſhips Adminiſtration, for providing Fire-wood and Candles during the ſaid Time.

To *Lewis Morris*, Eſq; Aſſignee of *Robert Milward*, Eſq; ſecond Judge of this Colony, the Sum of one hundred Pounds, for the full diſcharge of five Warrants drawn by Lord *Cornbury*, aforeſaid. dated the third day of *October*, the ninth day of *January*, 1706. the fifteenth day of *April*, the firſt day of *July*, the thirtieth

day of *September*, 1708. payable to the ſaid *Robert Milward* for his Sallary as ſecond Judge of this Colony; Alſo, for the full diſcharge of one hundred and Forty four days Sallary, certifyed by *George Clarke*, Eſq; Secretary of this Colony, to be due to him for Sallary, over and above the ſaid Warrants, till the eighteenth Day of *May*, 1709. and in full diſcharge of an Account offered by him for his ſaid ſervice, and his Sallary claimed therein from the eighteenth day of *May*, 1709. until the eighteenth day of *May*, 1713.

To *Rip van Dam*, Eſq; his Executors or Aſſigns, the ſum of two hundred and thirty four Pounds one Shilling and four Pence, for the full diſcharge of nine Warrants, *viz.* two drawn by Lord *Cornbury*, aforeſaid, dated the third day of *Auguſt*, 1703. payable to the ſaid *Van Dam* or order, for Wine, Brandy, Pipes, Tobacco, and other things provided by him for his Lordſhips Expedition to *Albany* and Preſents to the *Indians* there; three drawn by Capt. *John Nanfan*, aforeſaid, one dated the twenty ſeventh day of *October*, 1701. payable to *Jacob Lucaſſe* or order, for his Journey with Capt. *Bleaker* to *Onnondage*; one dated the fifteenth day of *Auguſt*, 1699. payable to *Robert Livingſtone*, or order, for ſundrys delivered by him to the five Nations of *Indians*; one dated the firſt day of *May*, 1702. payable to *David Provoſt* or order, for the uſe of himſelf and the reſt of the Commiſſioners of the publick Accounts; Four more drawn by Lord *Cornbury*, aforeſaid, dated the ſeventeenth day of *October*, 1706. and the fifteenth day of *September*, 1708. payable to *Laurence Clawſen*, or order, for his Sallary as Interpreter to the five Nations of *Indians*.

To *Adolphus Philipſe*, Eſq; his Executors or Aſſigns, the Sum of ſixty four Pounds ſeventeen Shillings ſix Pence, for the full diſcharge of two Warrants drawn by *Benjamin Fletcher*, Eſq; formerly Governour of this Colony, dated the twenty fifth day of *May*, and the fifteenth day of *Auguſt*, 1695. payable to *David Schuyler*, for his pay as Lieutenant, and for a Journey to *Canada*.

To *Robert Livingſtone*, ſen. Eſq; his Executors or Aſſigns, the ſum of one hundred and ſeventy ſeven Pounds and eight Pence, for the full diſcharge of ſix Warrants, one drawn by the Earl of *Bellomont* aforeſaid, dated the fifteenth day of *May*, 1699. payable to the ſaid *Livingſtone* or order, for Money by him advanced to the Officers and Soldiers Imployed in the Expedition againſt the *French* in the Year 1687. Four drawn by Capt. *Nanfan*, aforeſaid, one dated the thirty firſt day of *May*, and three the twenty firſt day of *October*, 1699. another drawn by the Earl of *Bellomont*, aforeſaid, dated the third day of *Auguſt*, 1700. all payable to the ſaid *Livingſtone*, or order, for ſundry Incidents and Proviſions delivered by him to the five Nations of *Indians*, and for ſundry diſburſements for the uſe of the the Fort at *Albany*, to the twenty fifth Day of *March*, 1700.

To *Anne Gravenraed*, her Executors or Aſſigns, the Sum of forty three Pounds and fifteen Shillings, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the thirtieth day of *September*, 1708. payable to the ſaid Lord *Cornbury*, or order, for part of his Quarters Sallary due the twenty ninth day of *September*, 1708.

To the Executors of the laſt Will of *Derck van der Burgh*, deceaſed, or their Aſſigns, the ſum of four Hundred and ſeven Pounds five Shillings and four Pence half Penny, for the full diſcharge of nine Warrants, Four drawn by the Earl of *Bellomont*, aforeſaid, dated the third day of *Auguſt*, 1700. Four drawn by Lord *Cornbury*, aforeſaid, dated the ſeventeenth day of *February*, 1703. All payable to the ſaid *Derck van der Burgh*, or Order, for Bricklayer-work done, and Materials found and provided by him in and about the Buildings in Her Majeſty's Fort at *New-York*; And one drawn by the ſaid Lord *Cornbury*, dated the third day of *Auguſt*, 1703. payable to *van der Burgh*, aforeſaid, for his Sloop and Men's attending His Lordſhip on his Expedition to *Albany*, for carrying of Stones for the Building of her Majeſty's Fort *Anne* in *New-York*, and for ſeveral other ſervices.

To

To *Francis Winne*, his Executors or Aſſigns, the ſum of ten Pounds eighteen Shillings and nine Pence, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the third day of *April*. 1704. payable to the ſaid *Winne*, or order, for Fire-wood by him provided for a Blockhouſe, and one Officer at *Albany*.

To *Ryer Schermerhoorn*, his Executors or Aſſigns, the Sum of ſeventeen Pounds thirteen Shillings and ſix Pence, for the full diſcharge of two Warrants, one drawn by the Earl of *Bellomont*, dated the twelfth Day of *November*, 1700. another drawn by Capt. *John Nanfan*, dated the fourteenth day of *April*, 1702. payable to *Ryer Schermerhorn*, or order, for Fire-wood provided by him for her Majeſty's Garriſon of *Schenectady*.

To *Iſaac Caſperſon*, his Executors or Aſſigns, the Sum of twenty one Pounds, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the the twenty ſixth day of *April*, 1704. payable to the ſaid *Caſperſon* for providing Fire-wood for a Blockhouſe and Officer at *Albany*.

To Capt. *Abraham Schuyler*, his Executors or Aſſigns, the Sum of ſixty four Pounds and one Shilling, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the eleventh day of *May*, 1704. payable to the ſaid *Schuyler* for the remaining pay of the Company of Scouts, with their proper Officers.

To *Laurence Clawſon*, his Executors or Aſſigns, the Sum of nine Pounds fourteen Shillings and nine Pence, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the eleventh day of *October*, 1708. payable to the ſaid *Clawſon* for his ſervices in the *Indian Country*.

To the Executors of the laſt of Will *John Abeel*, or their Aſſigns, the Sum of two hundred eighty one Pounds one Shilling and and two Pence half penny, for the full diſcharge of eleven Warrants drawn by Lord *Cornbury*, aforeſaid, one dated the twenty ſecond day of *April*, 1703. payable to *John Abeel*, aforeſaid, for the Ballance of one thouſand two hundred and twenty four Pounds ſix Shillings and four Pence, for which a Warrant Iſſued the twenty fifth Day of *July*, 1695. one dated the tenth Day of *June*, 1703. payable to *Laurence Clawſon*, or order, for Journeys into the *Mohaques* Country and *Onnondage*; one dated the fourth day of *May*, 1704. payable to *John Abeel*, or order, for Waggon-hire, Iron-work Fire-wood, Sweeping Chimneys, Rum, Pork, *&c.* one dated the third day of *July*, 1705. payable to the ſaid *Abeel* or Order, for divers expended by him on the Frontiers of *Albany*; One dated the thirteenth day of *October*, 1705. payable to Coll. *Peter Schuyler*, for Fire-wood provided by him for the Fort at *Albany*; Four dated the fourteenth day of *June*, 1706. payable to the ſaid *Abeel*, or Order, for Repairing the Plat-Forms and Carriages of the Guns in her Majeſty's Fort at *Albany*; one Dated and payable as next above, for Money and other Neceſſarys advanced and paid by him for Incidens of the Government; one dated the eleventh Day of *October*, 1708. payable to the ſaid *Abeel*, or order, for Work done, and other Neceſſarys, for the Fort at *Albany*.

To *Benjamin Fauniel*, as Executor to the laſt Will of *Ducan Campbell* deceaſed, or his Aſſigns, the Sum of one Hundred and ſixteen Pounds eighteen Shillings and one farthing, for the full diſcharge of ſix Warrants, four of which were drawn by Capt. *John Nanfan*, aforeſaid, one dated the Twenty ſixth day of *June* 1701. payable to *Hendrick Hanſen*, or Order, for the uſe of himſelf and *Peter van Brugh*, for fire-wood provided for the Garriſon at *Albany*; two dated the twenty ſeventh day of *October* 1701. payable to *David Schuyler* for his Journey to *Onnondage*, in *June*, 1701. and for ſundry Expences and Neceſſarys for the ſaid Journey and for his Journey to *Onnondge* with Capt. *Bleeker*, by order of the Government; one dated the fourteenth day of *April*, 1702. payable to *Laurence Clawſon* for his Sallary as Interpreter to the *Five Nations* of *Indians*, and for his Journeys to *Oneyde*

and

and *Onnondage*; and two drawn by Lord *Cornbury*, aforeſaid, dated the ſeventeenth day of *May* 1702. one payable to *Cornelius Schermerhoorn*, or order, for the paſſage of Soldiers to *Albany*, and other Incidents, by order of the Government, the other payable to *William Hall*, or Order, for Fire-wood by him provided for her Majeſty's Fort of *Schenectady*.

To *John van Neſſe*, his Executors or Aſſigns, the Sum of ſix Pounds eleven Shillings and three Pence, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the thirteenth day of *May*, 1704. payable to Coll. *Peter Schuyler*, or order, for the remaining part of the pay of the Company of Fuzileers, with their proper Officers, poſted at *Albany*, for the Defence of the Frontiers in the Year 1703.

To *Abraham Staats*, his Executors or Aſſigns, the Sum of twenty three Pounds nineteen Shillings and three Farthings, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the ſecond day of *October*, 1702. payable to the ſaid *Staats*, or order, for the hire of his Sloop, no his Lordſhips Expedition to *Albany*,

To *Mary Leaver*, her Executors or Aſſigns the ſum of ten Pounds for the full diſcharge of one Warrant drawn by Capt. *John Nanfan*, dated the twenty ſeventh day of *April*, 1702. payable to *John Owen*, or Order, for Work done by him in the Fort at *New-York*.

To Coll. *Abraham de Peyſter*, his Executors or Aſſigns, the ſum of one hundred Pounds nine Shillings and eleven Pence, for the full diſcharge of three Warrants, one drawn by his Majeſty's Council of this Colony, dated the twenty ninth day of *April*, 1701. payable to *Cornelia de Peyſter*, or order, on account of *Jean le Chevalier*, for his Work done in the Fort of *New-York*; two drawn by Capt. *John Nanfan*, dated the ſecond day of *April*, 1702. one payable to the ſaid *De Peyſter*, for Wine provided by him for ſaid *Nanfans* Expedition to *Albany*, another payable to *William Attwood*, or Order, for a Quarter's Sallary due to him.

To *Thomas Davanport*, his Executors or A gns, the ſum of twenty two Pounds ſix Shillings and ſix Pence, for the full diſcharge of one Warrant drawn by the Earl of *Bellomont*, dated the ſecond day of *January*, 1700. payable to the ſaid *Davenport*, or order, for the uſe of *Thomas Ogden*, for Freight of Stores of War from the Kingdom of *England*, to this Colony,

To *Frederick Viſher*, his Executors or Aſſigns, the Sum of ſeventy five Pounds, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the third day of *Auguſt*, 1703. payable to *Nanning Harmenſe*, or order, for the hire of his Sloop for his Lordſhips Expedition to *Albany*.

To *Caleb Heathcote*, Eſq; his Executors or Aſſigns, the Sum of one hundred fi ty ſeven Pounds and ten Shillings, for the full diſcharge o nine Warrants drawn by Lord *Cornbury*, aforeſaid, one dated the eight day of *May*, 1704. Five dated the fifth day of *July*, and three the thirteenth day of *October*, 1705. payable to the ſaid *Heathcote* for Fire-wood provided by him for her Majeſty's Fort at *New-York*.

To *Cornelius De Peyſter*, his Executors or Aſſigns, the Sum of twenty one Pounds ſeventeen Shillings and eight Pence half penny, for the full diſcharge of three Warrants, one drawn by the Earl of *Bellomont*, dated the ſixth day of *November*, 1700. payable to *Deirk Weſſels*, or Order, for nine Pounds nineteen Shillings and nine Pence delivered by him to the five Nations of *Indians*, two drawn by Lord *Cornboury*, aforeſaid, dated the ſeventh day of *May*, 1702. one payable to *Cornelius De Peyſter*, for the uſe of *Harper Jacobs*, for carrying of Officers and Soldiers, Stores, Bedding and Cloathing in his Sloop to *Albany*, another payable to *John Bleeker*, for Proviſions and Preſents to the *Indians*,

To *Geertruyde van Cortlandt*, her Executor or Aſſigns, the Sum of one thouſand five hundred and ſixty five Pounds one Shilling and eleven Pence Farthing,

for

for the full diſcharge of thirty Warrants, ten of which drawn by Capt. *Nanfan*, the twenty ſecond day of *December*, 1701. payable to the ſaid *Gertruyde van Cortland*, or order, for and on the auditing of the Accounts of the publick Revenue, the Money having been advanced and paid to the Auditor by her deceaſed Husband, Coll. *Stephanus van Cortland*; and twenty of the ſaid Warrants drawn by Lord *Cornbury*, aforeſaid, dated the ſixth day of *November*, 1703. ten of them payable to the ſaid *Cortland* for Fire-wood provided by him for her Majeſty's Fort at *New-York*; two of them payable as aforeſaid, for ſundry Gifts to the *Indians*, and materials for Repairing the Barracks; ſix of them payable as aforeſaid, for ſeveral Diburſement towards the New Buildings in her Majeſty's Fort in *New-York*, and for Materials and Beer, two of them payable as aforeſaid, for Repairing the Houſe of Coll. *William Smith*, for Lodging of the Soldiers ſent to this Colony, and for the full diſcharge of an Account brought in by the ſaid *Gertruyde van Cortland*, by which account the Sum of two hundred and eight Pounds eighteen Shillings and two Pence three Farthings is claimed of this Colony.

To *Samuel Bayard*, Eſq; his Executors or Aſſigns, the Sum of ſeventy one Pounds two Shillings and eleven Pence, for the full diſcharge of three Warrants drawn by Lord *Cornbury*, aforeſaid, dated the eighteenth day of *February*, 1702. payable to the ſaid *Samuel Bayard*, or order, for Fire-wood found and provided by him for her Majeſty's Fort in *New-York*.

To Major *Deirk Weſſels*, his Executors or Aſſigns, the Sum of ſeventy one Pounds three Shillings and four Pence, for the full diſcharge of one Warrant drawn by the Earl of *Bellomont*, dated the fourteenth day of *October*, 1689. payable to the ſaid *Weſſels*, or order, for ſundry Neceſſarys delivered by him to the Five Nations of *Indians*, and *River Indians*, and other Incidents to the firſt day of *December*, 1697.

To *Nanning Harmenſe*, his Executors or Aſſigns, the Sum of ſixty ſeven Pounds eight Shillings and eight Pence, for the full diſcharge of eight Warrants drawn by Lord *Cornbury*, aforeſaid, dated the twenty ſeventh Day of *February*, 1706. payable to *Nanning Harmenſe*, or Order, for Sloop-hire on his Lordſhips Expedition to *Albany*.

To *Johannes Minderſe*, his Executors or Aſſigns, the Sum of ſix Pounds four Shillings and three Pence, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the ſeventeenth day of *October*, 1706. payable to the ſaid *Minderſe*, for Iron and Work done for her Majeſty's Fort at *Schenectady*.

To Coll. *Henry Beekman*, his Executors or aſſigns, the Sum of five Pounds ſix Shillings and nine Pence, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, upon the Revenue, dated the ſeventeenth day of *October*, 1706. payable to the ſaid *Beekman*, or Order, for Freight of ſtores for the Fort at *Albany*, and Money paid an Expreſs ſent by his Excellency thither in the Year 1705.

To *Stephen De Lancey*, his Executors or aſſigns, the Sum of two hundred and thirty Pounds five Shillings and one Penny Farthing, for the full diſcharge of nine Warrants, two drawn by Capt. *John Nanfan*, one dated the twenty ſixth day of *June*, 1701. another dated the twenty ſeventh day of *April*, 1702. payable to *Peter de Reimer*, or Order, for making and mending Glaſs Windows in his Majeſty's Fort at *New-York*; ſeven drawn by Lord *Cornbury*, aforeſaid, one dated the firſt day of *December*, 1702. one dated the firſt day of *July*, and one the twenty ſeventh day of *October*, 1703. payable to *Michael Hawdon*, or Order, for Houſe-Rent, Fire and Candles for the Houſe of Repreſentatives, two dated the twenty ſeventh day of *January*, and the third day of *Auguſt*, 1703. payable to *Stephen de Lancey*, or Order, the firſt for Guns and Plains delivered the *Indians*, the ſecond for Rum, Pork, Indian-Blankets, Flints, Knives, and other things for Preſents for them; two dated the ſecond day of *June*, 1703. payable to Coll. *Peter Schuyler*,

or order, for Goods advanc'd by him and others by his Order, for the Service of the Crown.

To Maior *Myndert Schuyler*, his Executors or aſſigns, the Sum of eleven Pounds one Shilling and eleven Pence half Penny, for the full diſcharge of three Warrants, one drawn by the Earl of *Bellomont*, dated the ſecond day of *October*, 1700. payable to *John Baptiſta van Eps*, or Order, for the Interpreting for the Five Nations of *Indians* at *Albany*, and for other publick Services; two drawn by Capt. *John Nanfan*, one dated the twenty ſeventh day of *October*, 1701. payable to *Garret* and *Johannes Luykaſe*, or order, for their Journey to the *Mohaques Country*, the other dated the fourteenth day of *April*, 1702. payable to *Thomas Williams*, Eſq; for fetching back Monſieur *Battayle*, a *French-man* who was going to *Canada*, without a Paſs.

To *John Baptiſta van Eps*, his Executors or Aſſigns, the Sum of ten Pounds ten Shillings, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the ſecond day of *February*, 1702. payable to the ſaid *Baptiſta van Eps*, or order, in full for his Journey to *Onnondago* with *Robert Livingſton*, jun.

To *John Bachand*, his Executors or Aſſigns, the Sum of eighteen Pounds five Shillings and three Pence, for the full diſcharge of one Account, dated the fourteenth day of *January*, 1712. the total amount of ſaid Account being twenty nine Pounds.

To Capt. *Roger Barton*, his Executors, Adminiſtrators or Aſſigns, the Sum of eighteen Pounds eight Shillings, being what remains due to him for his ſervice as Captain of a Company of Volunteers under the Command of Coll. *Peter Schuyler*, on the Expedition againſt *Canada*, in the year 1709. and to the ſeveral Officers and Soldiers belonging to the Company then under his Command, their Executors or Aſſigns, reſpectively, the Sum of one hundred forty one Pounds eleven Shillings, in ſuch Proportions to each of the ſaid Perſons, their Executors or Aſſigns, as is aſcertained in a Liſt ſigned by the Speaker of the General Aſſembly of this Colony, and lodged in the Hands of the Treaſurer of the ſame.

To the Executors of Capt. *George Lockhart*, or their Aſſigns, the Sum of one hundred and eleven Pounds thirteen Shillings, being what remains due to him for his ſervice as Captain of a Troop on the Expedition to *Albany*, in the Years 1687, 688. and to the ſeveral Officers and Soldiers then under his Command, their Executors or Aſſigns, reſpectively, the Sum of ſeven hundred and ſeventeen Pounds twelve Shillings and two Pence three Farthings, in ſuch proportion to each of the ſaid Perſons, their Executors or Aſſigns, as is aſcertain'd in a Liſt ſigned by the ſpeaker of the General Aſſembly of this Colony, and lodged in the hands of the Treaſurer of the ſame.

To *Mary Tuder*, Widow of Capt. *John Tuder*, her Executors or Aſſigns the Sum of twenty nine Pounds three Shillings and three Farthings, being what remains due to her late Husband for his Service as Captain of a Company on the Expedition to *Albany*, in the years 1687. 1688. and to the ſeveral Officers and Soldiers then under his Command, their Executors or Aſſigns, reſpectively, the Sum of eighty three Pounds eleven Shillings and three Pence Farthing, in ſuch Proportion to each of the ſaid Perſons, their Executors or Aſſigns, as is aſcertained in a Liſt ſigned by the Speaker of the General Aſſembly of this Colony, and lodged in the hands of the Treaſurer of the ſame.

To Coll. *John Jackſon*, his Executors or Aſſigns, the Sum of fifty two Pounds twelve Shillings four Pence three Farthings, being what remains due to him for his ſervice as Captain of a Company on the Expedition to *Albany*, in the Years 1687, 1688. and to the ſeveral Officers and Soldiers then under his Command, their Executors or Aſſigns, reſpectively, the Sum of one hundred twenty ſix Pounds eighteen Shillings and ſix Pence Farthing, in ſuch Proportion to each

of

of the ſaid Perſons, their Executors or Aſſigns, as is aſcertained in a Liſt ſigned by the Speaker of the General Aſſembly of this Colony, and lodged in the hands of the Treaſurer of the ſame.

To the Executors of Capt *Thomas Stillwell*, or their Aſſigns, the Sum of fifty five Pounds, being what remains due to him for his ſervice as Captain of a Company on the Expedition to *Albany*, in the years 1687. and 1688. and to the ſeveral Officers and Soldiers then under his Command, the Sum of one hundred and ſixteen Pounds twelve Shillings and ſix Pence, in ſuch Proportion to each of the ſaid Perſons, their Executors or Aſſigns, as is aſcertained in a Liſt ſigned by the Speaker aforeſaid, and lodged in the hands of the Treaſurer aforeſaid.

To Capt. *Thomas Higby*, his Executors or Aſſigns, the Sum of ninety ſix Pounds three Shillings, being what remains due to him for his ſervice as Captain of a Company on the Frontiers, in the Year 1705. and to the ſeveral Officers and Soldiers then under his Command, the Sum of two hundred and fifteen Pounds two Shillings and ten Pence three Farthings, in ſuch proportion to each of the ſaid Perſons, their Executors or Aſſigns, as is aſcertain'd in a Liſt ſigned by the Speaker aforeſaid, and lodged with the Treaſurer aforeſaid.

To Capt. *John D' Honeur*, his Executors or Aſſigns, the Sum of eighteen pounds eight Shillings, being what remains due to him for his ſervice as Captain of a Company on the Expedition againſt *Canada*; and to the ſeveral Officers and Soldiers then under his Command, the Sum of ſixty ſeven Pounds four Shillings and three Pence, to be paid in ſuch Proportion to each of the ſaid Perſons, their Executors or Aſſigns, as is aſcertained in a Liſt ſigned by the Speaker aforeſaid, and lodged with the Treaſurer aforeſaid.

To Lieutenant *Daniel Sayre*, his Executors or Aſſigns, the Sum of ſeven Pounds fourteen Shillings being what remains due to him for his ſervice as Lieutenant of the Company under the Command of Coll. *Peter Schuyler*, on the Expedition to *Canada* in the year 1709. and to the ſeveral Officers and Soldiers then under the Command of the ſaid *Schuyler*, belonging to the County of *Suffolk*, the Sum of two hundred forty one Pounds eighteen Shillings and four Pence, to be paid in ſuch Proportion to each of the ſaid Perſons, their Executors or Aſſigns, as is aſcertained in a Liſt ſigned by the Speaker aforeſaid, and lodged with the Treaſurer aforeſaid.

To Capt. *Weſſel Ten Brooke* of *Ulſter*, his Executors or Aſſigns, the Sum of ſixteen Pounds ſix Shillings, being what remains due to him for his ſervice as Captain of a Company on the Expedition againſt *Canada*; and to the ſeveral Officers and Soldiers then under his Command, the Sum of one hundred ſixty eight Pounds ten Shillings, to be paid in ſuch Proportion to each of the ſaid Perſons, their Executors or Aſſigns, as is aſcertained in a Liſt ſigned by the Speaker aforeſaid, and lodged with the Treaſurer aforeſaid.

To Capt. *Weſſel Ten Brooke* of *Albany*, his Executors or Aſſigns, the Sum of eighteen Pounds four Shillings, being what remains due to him for his Service as Capt. of a Company on the Expedition againſt *Canada*, and to the ſeveral Officers & Soldiers then under his Command, the Sum of One hundred ſeventy ſix Pounds one Shill. and ten Pence, to be paid in ſuch proportion to each of the ſaid Perſons, their Executors or Aſſigns, as is aſcertained in a Liſt ſigned by the Speaker aforeſaid, and lodged with the Treaſurer aforeſaid.

To Capt. *Cornelius Willet*, his Executors or Aſſigns the ſum of eight Pounds eight Shillings, being what remains due to him for his ſervice as Captain of a Company on the Expedition againſt *Canada*, and to the ſeveral Officers and Soldiers then under his Command, the ſum of One hundred ſeventy four Pounds thirteen Shillings and eight Pence, to be paid in ſuch proportion to each of the ſaid Perſons, their Executors or Aſſigns, as is aſcertained in a Liſt ſigned by the Speaker aforeſaid, and lodged with the Treaſurer aforeſaid.

To

To Capt. *Johannes Saunders Glen*, his Executors or Aſsigns, the Sum of eighteen Pounds four Shillings, being what remains due to him for his ſervice as Capt. of a Company on the Expedition againſt *Canada*, and to the ſeveral Officers and Soldiers then under his Command, the ſum of One hundred ſeventy four Pounds ſeven Shillings, to be paid in ſuch proportion to each of the ſaid Perſons, their Executors or Aſſigns, as is aſcertained in a Liſt ſigned by the Speaker aforeſaid, and lodged with the Treaſurer aforeſaid.

To Capt. *John Adderly*, his Executors or Aſſigns, the ſum of twelve Pounds twelve Shillings, being what remains due for his ſervice as Captain of a Company on the Expedition againſt *Canada*, in the year 1709. and to the ſeveral Officers & Soldiers then under his Command, the ſum of ſixty one Pounds twelve Shillings and ſix pence, to be paid in ſuch proportion to each of the ſaid perſons, their Executors or Aſsigns, as is aſcertained in a Liſt ſigned by the Speaker aforeſaid, and lodged with the Treaſurer aforeſaid.

To Coll. *Peter Schuyler*, his Executors or Aſsigns, the ſum of Forty five Pounds ten Shillings, being what remains due to him as Colonel of a Regiment on the Expedition againſt *Canada*.

To *Abraham Staats*, his Executors or Aſſigns, the Sum of thirteen Pounds ſeven Shillings and nine Pence, being what remains due to him as a Surgeon on the Expedition, in the Year 1709.

To Capt. *Nicholas Tienoven*, his Executors or Aſſigns, the Sum of fifteen Pounds, for the full Diſcharge of a demand made by ſaid *Nicholas*, for Pyloting the *Hunter Galley* on a Cruiſe againſt a *French* Privateer.

To *Jacobus Wyngart*, his Executors or Aſſigns, the Sum of ſix Pounds eleven Shillings and three Pence, for the full diſcharge of an Account, by which is demanded the Sum of ſeven Pounds ten Shillings for ſaid *Wyngart's* Services as an Out-ſcout.

To Mr. *Bernardus Freeman*, his Executors or Aſſigns, the Sum of one hundred and twelve Pounds ten Shillings, for the full diſcharge of an Account brought in by ſaid *Freeman*, demanding the Sum of two hundred twenty five Pounds for Inſtructing the Five Nations of *Indians* in the *Chriſtian Faith*.

To *John Le Chavalier*, his Executors or Aſſigns, the Sum of twenty four Pounds five Shillings and three Pence, for the full diſcharge of an Account by him brought in for Joyners Work, demanding the Sum of forty eight Pounds ten Shillings and ſix Pence.

To *Peter Garmoy*, his Executors or Aſſigns, the Sum of four Pounds ten ſhilllings, for the full diſcharge of an Account brought in by him, demanding the ſum of ſix pounds for Carpenters Work in finiſhing the Fort at *Wood Creek*.

To *Henry Swift*, his Executors or Aſſigns, the Sum of thirty Pounds three Shillings and nine Pence, for the full diſcharge of an Account brought in by him, demanding the Sum of thirty four Pounds ten Shillings, for Victualling of *Indians*, and rovihons, when going to the Camp.

To *Daniel Ebbets*, his Executors or Aſſigns, the Sum of one hundred twenty four Pounds eleven Shillings and ſix Pence, for the full diſcharge of an Account brought in by him, demanding the Sum of one hundred ſixty ſix Pounds two Shillings and one Penny half penny, for Materials provided by him, and the Wages of Maſons and Labourers, for Repairing her Majeſty's Fort at *New-York*.

To *Rip van Dam*, Eſq; his Executors of Aſſigns, the Sum of two hundred and eighteen Pounds fifteen Shillings, for the uſe of himſelf and the reſt of the Commiſſioners appointed for the ſtating of the publick Accounts in the years 1700. and 1701. and for the full diſcharge for that Service, for which by an Account brought in by ſaid *van Dam*, the Sum of two Hundred and fifty Pounds is demanded of this Colony.

To Coll. *Thomas Willet*, his Executors or Aſſigns, the Sum of one hundred

forty

forty ſeven Pounds three Shillings and ſix Pence, for the full diſcharge of an Account and Demand made by him of one hundred ſixty eight Pounds four Shillings, for two hundred ninety ſeven Days Service performed by him in the Expedition to *Albany*, from the fifth Day of *October*, 1687. to the twenty eight day of *July*, 1688. as Major of the Troops on that Service.

To *Robert Livingſton*, ſen. his Executors or Aſſigns, the Sum of three hundred ſixty two Pounds ſixteen Shillings and three Pence, for the full diſcharge of an Account and Demand made by him of one thouſand nine hundred ſeventy three Pounds three ſhillings and one Penny three Farthings, of which the Sum of one Thouſand four hundred and thirty Pounds was demanded for his Sallary as Secretary of the *Indian* Affairs, the Sum of one hundred and fifteen Pounds two Shillings and ſeven Pence for Goods taken from him by Order of Capt. *Jacob Leyſler*, and the Remainder for ſundrey Disburſements made by him for the uſe of this Government.

To Capt. *Philip Schuyler*, his Executors or Aſſigns, the Sum of thirty five Pounds ſixteen Shillings and eleven Pence, for the full diſcharge of two Accounts brought in by ſaid *Schuyler*, demanding the Sum of forty Pounds nineteen Shillings and three Pence for Tranſporting of divers Neceſſaries for the Garriſon of *Schenectady*, and divers disburſements made for the uſe of the ſame.

To *Arnout Viele*, his Executors or Aſſigns, the Sum of one hundred and eight Pounds ſixteen Shillings, and eight Pence half Penny, for the full diſcharge of one Account brought in by him, demanding the Sum of one hundred twenty four Pounds ſeven Shillings and eight Pence, for Services done by him, as Commiſſioned Interpreter and Agent for the Government, to the *Indians*.

To *Abraham Provooſt*, his Executors or Aſſigns, the Sum of ſeventeen Pounds and four Pence half Penny, for the full diſcharge of an Account brought in by ſaid *Provooſt*, demanding the Sum of twenty three Pounds and nine Shillings, for Tranſporting Boards, Soldiers and Turff, by Order of the Government.

To *Jacob Schermerhorn*, and *Maria van Dyk*, their Executors or Aſſigns, each of them the Sum of ſeven Pounds thirteen Shillings, for the full Diſcharge of an Account brought in by him, by which is demanded the Sum of twenty Pounds and eight Shillings, for ſixty eight days Service, as Surgeon to the Forces raiſed in this Colony for the Expedition againſt *Canada*.

To Coll. *Abraham de Peyſter*, his Executors or Aſſigns, the Sum of one hundred ninety nine Pounds nineteen Shillings and ſix Pence, for the full diſcharge of an account brought in by him, in which is demanded the Sum of two hundred Pounds for Money advanced by him for the beginning of the Fort at *Albany*.

To *Herman Schuneman*, his Executors or Aſſigns, the Sum of three Pounds and ten Shillings, for the full diſcharge of an account brought in by him, demanding the Sum of three Pounds eighteen Shillings for fifty two days ſervice, over and above the ninety Days fixed by an Act of General Aſſembly.

To *Samuel Cloaves*, his Executors or Aſſigns, the Sum of fifteen Pounds, for the full diſcharge of maintaining an *Indian* Interpetter, the other part of this account for laying out Forts and Protracting a large Continent of Land being diſallowed.

To *Johannes Minders*, his Executors or Aſsigns, the Sum of three Pounds fifteen Shillings and ten Pence three Farthings, for the full diſcharge of an Account brought in by him, demanding the Sum of four Pounds ſix Shillings and nine Pence, for Iron and Work done for the uſe of the Fort at *Schenectady*,

To *Abraham Staats* Surgeon, his Executors or Aſſigns, the Sum of fifteen Pounds for the full diſcharge of an Account ſent in by him, certifyed by Coll. *Peter* and *John Schuyler*, in which is demanded the Sum of thirty eight Pounds ſixteen Shillings, for having ſerved in the Station of Surgeon in the two Companies of ſaid *Peter* and *John Schuyler*.

To the Executors of *William De Meyer*, deceaſed, or his Aſſigns, the Sum of ſixteen Pounds ſeventeen Shillings and nine Pence half Penny, for the full diſcharge of an Account brought in by him, by which is demanded the Sum of nineteen Pounds ſix Shillings one Penny, for a Journey to the *Miniſſink* and *Schawaronk Indians*.

To Coll. *Caleb Heathcote* and Coll. *Gerardus Beekman*, their Executors or Aſſigns, or either of them, the Sum of eighty five Pounds five Shillings, being what was demanded by them for Moneys expended for the publick Credit and ſervice of this Colony.

To *Deirk Vlak*, his Executors or Aſſigns, the Sum of ſix Pounds four Shillings nine Pence, for his ſervice as Store-keeper on the Expedition againſt *Canada*.

To *Benjamin van de Water*, his Executors or Aſſigns, the Sum of twelve Pounds, for his Services in the year 1690. and 1691. on the Frontiers at *Albany*.

To *Paul Droillet*, his Executors or Aſſigns, the Sum of ſeven Pounds ten Shillings, for the full diſcharge of an Account and Demand made by him of fifteen Pounds for ſeveral goods taken from him by Order of Capt. *Leyſler*, aforeſaid, for the publick Service of this Colony.

To the Executors of *Robert Saunders*, or their Aſſigns, the Sum of forty three Pounds ſeven Shillings and three Pence, for the full diſcharge of an Account and Demand made by him of eighty ſix Pounds fourteen Shillings and ſix Pence, for three Journeys to *Onnondage*, and ſundrys delivered to the *Indians* for the publick ſervice.

To *Ahaſuerus Hendricks*, his Executors or Aſſigns, the Sum of twenty ſeven Pounds two Shillings and ſix Pence, for the full diſcharge of an Account and Demand made by him of fifty four Pounds five Shillings, for Wine taken by him by Order of *Jacob Leyſler*, aforeſaid for the publick Servince of this Colony.

To the Midow *Elizabeth Jourdain*, her Executors or Aſſigns, the Sum of twenty five Pounds, for lodging of Soldiers and entertaining the Gentlemen of her Majeſty's Council when met at her Houſe on the Affairs of the late Expedition againſt *Canada*; a Claim of thirty four Pounds four Shillings and three Pence, made by Her, over and above the Sum aforeſaid, being due from the Mayor and Aldermen of the City of *New-York*, which demand the ſaid *Jourdain* is not debarr'd or precluded by this Act, from making of, or receiving from the ſaid Mayor and Aldermen at any time hereafter.

To Lieut. *Henry Holland*, his Executors or Aſſigns, the Sum of twenty five Pounds, in full payment for ſervices done by him on the Frontiers at *Albany*.

To *Charles Oliver*, his Executors or Aſſigns, the Sum of twelve Pounds ten Shillings, in full payment for Fire-wood and Candle found by him for an Officer at *Albany*.

To the Executors of *John D' Brownt*, or their Aſſigns, the Sum of ſixty ſeven Pounds three Shillings and one Penny, for the full diſcharge of an Account and Demand made by them of one hundred thirty four Pounds ſix Shillings and two Pence, being for ſundry Goods delivered by Order of Capt. *Leyſler*, aforeſaid, for the publick ſervice of this Colony.

To *Arthur Chandler*, ſen. and *Arthur Chandler*, jun. each of them, or each of their Executors or Aſſigns, the Sum of five Pounds five Shillings, being what remains due to them for their ſervice on the late Expedition againſt *Canada*.

To *John Willman*, his Executors or Aſſigns, the Sum of five Pounds twelve Shillings, being what remain'd due to him for his Service on the late Expedition againſt *Canada*.

To *Daniel Hildreth*, his Executors or Aſſigns, the Sum of five Pounds twelve Shillings, being what remains due to him for his Service on the late Expedition againſt *Canada*.

To

To *James Harris*, his Executors or Aſſigns, the Sum of five Pounds twelve Shillings, being what remains due to him for his ſervice on the late Expedition againſt *Canada*.

To *Iſaac De Peyſter*, his Executors or *Aſſigns*, the Sum of four Pounds fifteen Shillings, for the full diſcharge of an Account and demand made by him of nine Pounds ten Shillings and one Penny, being for ſundry Goods delivered by him to the Order of Capt. *Leyſter*, aforeſaid, for the publick ſervice of this Colony.

To Capt. *Johannes Saunders Glen*, his Executors or Aſſigns, the Sum of thirty five Pounds eight Shillings and eight Pence, for the full diſcharge of one Account brought in by him demanding the Sum of forty Pounds nine Shillings eleven Pence, for Money Expended in Repairing the Fort at *Schenectady*.

To Coll. *Peter Matthews*, his Executors or Aſſigns, the Sum of fifty Pounds for the full diſcharge of an Account, amounting to the Sum of fifty Pounds fourteen Shillings, for the entertaining two *French* Officers, a Prieſt and an Interpreter, at the houſe of *John Collins*, and paid for by ſaid *Matthews*.

To *Francis Winne*, his Executors or Aſſigns, the Sum of ſix Pounds three Shillings four Pence half Penny, for the full diſcharge of an Account, by which is claimed the Sum of ſeven Pounds one Shilling, for the paſſage of forty ſeven Men from *Albany* to *New-York*.

To *Cornelius* and *Martin van Alſtein*, their Executors or Aſſigns, the Sum of twenty two Pounds, for the full diſcharge for the cutting and carrying down the Stream, in the County of *Albany*, ſix Hundred Stockadoes for the Fortification of the City of *New-York*.

To *Jurian Claw*, his Executors or Aſſigns, on the ſame Account of Stockadoes, the Sum of twenty two Pounds, for full Diſcharge of the ſame,

To Coll. *Peter Schuyler*, his Executors or Aſſigns, the Sum of fourteen Pound, for the full diſcharge of an Account, by which is demanded the Sum of ſixteen Pound, on account of Arrears due to him out of the ſeveral diviſions of the Additional Duty laid and made in the year 1696.

To Major *Myndert Schuyler*, his Executors or Aſſigns, the Sum of fifty three Pounds four Shillings and ten Pence half Penny, for the full diſcharge of an Account brought in by him, by which is claimed a Ballance of ſixty Pounds ſixteen Shillings ten Pence three Farthings, for Repairs of the Fort at *Albany*, by ſundry Perſons; in *October* and *November*, 1711. the fifty three Pounds aboveſaid, being for the uſe of the ſundry Perſons employed in the ſaid Repairs, or their Executors or Aſſigns, who are to make Oath as in this Act is afterwards directed. And to the ſaid *Schuyler*, the Sum of ſeventy Pound nineteen Shillings, for the full diſcharge of the Demand made by ſaid *Schuyler*, on the behalf of fifty Perſons imployed in bringing down the Stores from the camp at *Wood Creek*.

To *George Clarke*, Eſq; his Executors or Aſſigns, the Sum of two hundred ninty ſix Pounds ſeventeen Shillings ſix Pence, the Sum of 251. 12*s*. 6*d*. being for the full diſcharge of four Warrants, two drawn by Lord *Cornbury*, aforeſaid, dated the thirteth of *September*, 1708. and two by Lord *Lovelace*, dated the thirteenth of *January*, in the ſame year, payable to the ſaid *George Clarke*, for his Sallary as Clerk of the Council, and Secretary of this Colony; and the Sum of two hundred ſeventy one Pounds five Shillings, for the full diſcharge of an Account brought in by ſaid *Clarke*, the Ballance of which being five hundred twenty two Pounds eight Shillings, claimed by ſaid *Clarke* for his Sallary as Secretary and Clerk of the Council, and Incidents of his ſaid Office, engroſſing Acts of Aſſembly, and tranſcribing Minutes of Council.

To *William Nicoll*, Eſq; his Executors or Aſſigns, the Sum of four hundred and fifty Pounds, for the full diſcharge of an Account bought in by him, for his Charge and Expences when imployed by this Colony to be an agent in the Court of *England*.

To

To *Lawrance Clauſon*, his Executors or Aſſigns, the Sum of fifteen Pounds nineteen Shillings and four Pence half Penny, for the full diſcharge of an Account brought in by him, demanding the Sum of eighteen Pounds five Shillings for his Service in the Indian Country.

To *Andrew Nack*, and *Garret Roelofse*, the Sum of eighteen Pounds thirteen Shillings, for the full diſcharge of one Hundred thirty one days pay, as claimed by them in their Account.

To *Barent Staats*, his Executors or Aſſigns, the Sum of twenty ſix Pounds four Shillings, for the full diſcharge of an Account brought in by ſaid *Staats* for one Hundred thirty one days Service as aforeſaid.

To Major *John Schuyler*, *Hermanus Wendell* and *Lawrence Clauſe*, their Executors or Aſſigns, the Sum of forty two Pounds ſeventeen Shillings and ſix Pence, for their ſervice in the Expedition againſt *Canada*, over and above the ninty days fixt by an Act of Aſſembly.

To Lieut. *David Schuyler*, his Executors or Aſſigns, the Sum of twelve Pounds twelve Shillings, for the full diſcharge and Payment of the ſaid *Schuyler*, for ſeventy one days Service done by him, as aforeſaid.

To the Executors of *Gabriel Thompſon*, or their Aſſigns, the Sum of ſixteen Pounds twelve Shillings, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the fourteenth day of *April*, 1702. payable to the ſaid *Thompſon*, for his Sallary, Houſe Rent, Fire and Candles, during the ſitting of the General Aſſembly.

To the Executors of *John De Peyſter*, or their Aſſigns, the Sum of four Pence, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated twenty ninth Day of *June*, 1702. payable to the ſaid *De Peyſter*, for a quarters Sallary as Surveyor of the Cuſtoms.

To *Robert Crannel*, his Executors or Aſſigns, the Sum of five Pounds twelve Shillings ſix Pence, for the full diſcharge of all Warrants yet unpaid, and made payable to him, as Marſhal of the Court of Admiralty, or Cockſwaine of the Barges Crew.

To *Rip van Dam*, Eſq; his Executors or Aſſigns, the Sum of forty ſeven Pounds eighteen Shillings and one Penny half Penny, for the full diſcharge of three Warrants drawn by Lord *Cornbury*, aforeſaid, dated the twentieth day of *October*, 1706. the eighteenth day of *October*, 1706. and the nineteenth day of *October*, 1703. payable to *Jacobus van Dyke*, or Order, for his Sallary as Surgeon of Her Majeſty's Forces at *Schenectady*.

To *Robert Livingſton*, ſen. his Executors or Aſſigns, the Sum of thirty ſeven Pounds ten Shillings, for the full diſcharge of one Warrant drawn by the Earl of *Bellomont* the third Day, of *Auguſt*, 1700. payable to the ſaid *Livingſtone* for providing four hundred Wheel-Barrows.

To the Executors of *John Abeel*, or their Aſſigns, the Sum of ſeven Pounds ten Shillings, for the full diſcharge of one Warrant dated the twenty fourth day of *October*, 1704. payable to ſaid *Abeel* or Order, for divers Incidents found and provided for the Garriſons at *Albany*.

To *Henry van Dyke*, his Executors or Aſſigns, the Sum of fifty two Pounds ten Shillings, for the full Diſcharge of five Warrants drawn by Lord *Cornbury*, aforeſaid, two dated the eighteenth day of *July*, and the eighteenth day of *October*, 1706. three, the twenty firſt Day of *October*, 1708. payble to the ſaid *Henry van Dyke*. for his Sallary as Chyrurgeon to Her Majeſty's Independent Company of Fuzileers.

To *Jacob Staats*, his Executors or Aſſigns, the Sum of one hundred and five Pounds, for the full diſtharge of ſeven Warrants, one drawn by the Earl of *Bollomont* dated the twenty third day of *October*, one thouſand ſeven hundred, and one by Capt. *Nanfan* dated the Nineteenth day of *February*, 1701. Five drawn

by

by Lord *Cornbury*, aforeſaid, one dated the tenth day of *November*, 1702. one dated the nineteenth day of *October*, 1703. one, the twentieth day of *October*, 1704. one, the ſeventh Day of *March*, 1705. one, the eight Day of *July*, 1707. all payable to the ſaid *Staats* for his Sallary as Chyrurgeon attending her Majeſty's eſtabliſhed Companys at *Albany*.

To Coll. *Abraham De Peyſter*, his Executors or Aſſigns, the Sum of forty five Pounds, for the full diſcharge of one Warrant drawn by Lord *Cornbury*, aforeſaid, dated the firſt day of *May*, 1702. payable to ſaid *De Peyſter* for one Pipe of Wine given to the Soldiers, and two Pipes of Wine and one Barrel of Beer laid in by him againſt the arrival of the ſaid Lord *Cornbury*.

To *Stephen De Lancey*, his Executors or Aſſigns, the Sum of thirty three Pounds ſix Shillings and eight Pence, for the full diſcharge of one Warrant drawn by Capt. *John Nanfan*, dated the twenty ſecond day of *December*, 1701. payable to *Gertruyd van Cortland*, or order, for Money paid by her late Husband Coll. *Cortland*, for auditing the publick Accounts of this Colony.

To *Jacobus van Dyke*, his Executors or Aſſigns, the Sum of twenty ſeven Pounds ſeven Shillings and four Pence, for the full diſcharge of two Warrants drawn by Lord *Cornbury*, aforeſaid, dated the fourteenth day of *October*, 1708. payable to the ſaid *van Dyke* as Chyrurgeon of her Majeſty's Forces garriſoned in the Fort of *Schenectady*.

To the Adminiſtrators of *Peter de Lanoy*, or their Aſſigns, the Sum of one hundred and thirty Pounds three Shillings and three Pence three Farthings, for the full diſcharge of an Account amounting to the Sum of five Hundred and twenty Pounds thirteen Shillings and three Pence, claimed as a Ballance due from this Colony to ſaid *Delanoy*.

To *Mary Ganſevoort*, her Executors or Aſſigns, the Sum of fifty four Pounds ſeventeen Shillings and ſeven Pence in full for 62 *l.* 14 *s.* 5 *d.* claimed by ſaid *Ganſevoort* to be due to her Husband, *Hermanus Ganſevoort*, for which there appears a Certificate under the Hand of *Peter De Lanoy*, deceaſed.

To *Henry Swift*, his Executors or Aſſigns, the Sum of forty Pounds eleven Shillings and ſix Pence three Farthings, for a Dinner provided by him on the arrival of Lord *Lovelace*.

To *Leonard Huygen de Klyn*, his Executors or Aſſigns, the Sum of twelve Pounds ſeventeen Shillings and four Pence, for the full diſcharge of an Account, whereby fourteen Pounds fourteen Shillings and one Penny half Penny is demanded for Proviſions and other things furniſhed by him for ſubſiſting the Garriſon at *Albany* in the years 169 . and 1 91.

To Coll. *Gerardus Beekman*, his Executors or Aſſigns, the Sum of ſixty one Pounds eleven Shillings, for the full diſcharge of an Account, wherein is demanded the Sum of ſeventy Pounds ſix Shillings and eleven Pence, for what the ſaid *Beekman* advanced to ſundry Perſons ſent by Capt. *Leyſler* as Volunteers to guard the Frontiers at *Albany*.

To *Charlotte*, Lady *Lovelace*, her Executors or Aſſigns, the Sum of two hundred ſeventy five Pounds, for the full diſcharge of the remaining part of what was Voted by the General Aſſembly of this Colony, in *May*, 1709.

To *Jacob Phoenix*, his Executors or Aſſigns, the Sum of twelve Pounds and ſeven Pence half Penny, for the full diſcharge of an Account, by which is claimed the Sum of thirteen Pounds fifteen Shillings, for tranſporting of Forces and Proviſions for the ſecurity and ſubſiſtence of the Frontier-Garriſons.

To the Executors of *John Abeel*, or their Aſſigns, the Sum of ſixty one Pounds three Shillings and eleven Pence, for the full diſcharge of an Account, wherein is demanded the Sum of eighty nine Pounds eleven Shillings and eleven Pence half Penny, for ſundry Diſburſements for the ſervice of this Colony, and for Tranſporting of Captain *Congrave* and his Detachment to *Albany*, and back again, and for a Voyage to *Amboy*.

To Capt. *Wessel Ten Broek*, his Executors or Assigns, the Sum of fifty seven Pounds thirteen Shillings, for the full discharge of an Account sent in by him, claiming the Sum of sixty five Pounds seventeen Shillings and nine Pence, for Lime provided by *John Abeel*, for her Majesty's Fort at *Albany*.

To Capt. *Philip Schuyler*, his Executors or Assigns, the Sum of twenty Pounds, for forty Barrels of Flower taken from him by order of Capt. *Jacob Leysler*, in the year 1690.

To *Barent Rynders*, his Executors or Assigns, the Sum of twenty two Pounds four Shillings and four Pence half Penny, for providing sundrys for his Majesty's Fort, Boat, Yecht, by order of Capt. *Jacob Leysler*, for which the Sum of forty four Pounds eight Shillings and nine Pence, was claimed of this Colony.

To *Anne Gravenraed*, her Executors or Assigns, the Sum of twenty seven Pounds three Shillings and nine Pence, for the full discharge and Payment for Goods and Pork sold to *Peter de Lanoy*, as by an Account appears, the Ballance of which amounting to fifty four Pounds seven Shillings and six Pence, was demanded of this Colony.

To *Nanning Harmense* and *Frederick Harmense*, their Executors or Assigns, the Sum of twenty Pounds five Shillings, for having Transported to and from *Albany*, several Soldiers, Provisions and other Commoditys, in the years 1689. and 1690. by Order of Capt. *Leysler*.

To *Johannes Cuyler*, Esq; his Executors or Assigns, the Sum of eighty one Pounds seven Shillings and ten Pence three Farthings, for the full discharge of an Account brought in by the said *Cuyler*, by which is demanded the Sum of ninty three Pounds and five Pence, for Boards, Pease and sundry Merchandizes and Sums of Money advanced by Order, and for the service of the Government, from the year 1689. to the year 1691.

To the Executors of *William de Meyer*, or his Assigns, the Sum of forty two Pounds two Shillings and two Pence half Penny, for the full discharge and payment of an Account, by which is demanded the Sum of forty eight Pounds two Shillings and six Pence, for five hundred and fifty Tons of Lime delivered in 1703. for the Fort at *Albany*.

To *Robert Livingston*, jun. his Executors or Assigns, the Sum of thirty six Pounds ten Shillings, for his service as Store-keeper of her Majesty's Garrison at *Albany*.

To *Peter van Brugh*, Esq; his Executors or Assigns, the Sum of twenty Pounds for his Journey to *Maryland*, by Order of Capt. *Leysler*, then Commander in Chief, to give an Account that the *French* and *Indians* were gone to Attack some part of that Government.

To *Deborah Fielding*, her Executors or Assigns, the Sum of twenty five Pounds, for Services done by her late Husband.

To *Jacob Leysler*, his Executors or Assigns, the Sum of two thousand and twenty five Pounds, for the full Discharge and Payment of a Demand made by said *Leysler*, claiming of this Colony the Sum of two thousand seven hundred Pounds for divers disbursements and supplys to Support the Government of this Colony, and other Charges and Expences disbursed by his Father in the late happy Revolution.

To *John Baptista van Eps*, his Executors or Assigns, the Sum of sixteen Pounds thirteen Shillings and nine Pence, in full for his Service and Expences in quality of Interpreter to the *Indians*, and for his service when sent to *Boston*, for all which services, by an Account given in, he has claimed the Sum of fifty four Pounds thirteen Shillings and six Pence.

To *Robert Livingston*, jun. his Executors or Assigns, the Sum of twenty eight Pounds and three Pence Farthing, for his service in taking an Account of the stone and Lime delivered for the building of the New-Fort at *Albany*, the Cart-

ing,

ing, Maſons, and other Labourers Work done, from the ſeventeenth day of *Auguſt*, 1702. to the firſt Day of *October*, 1703.

To *Ariantje Wendell*, her Executors or Aſſigns, the Sum of twenty three Pounds ten Shillings and four Pence half Penny, for the full diſcharge of an Account, the Ballance of which amounts to forty ſeven Pounds and nine Pence, claimed for ſundry Commoditys advanced by Order, and for the ſervice of this Colony.

To Major *Mindert Schuyler* his Executors or Aſſigns, the Sum of one hundred forty four Pounds ten Shillings and ſeven Pence half Penny, for the uſe of ſeveral Perſons, each of their Executors or Aſſigns, according to a Liſt ſigned by the Speaker of the General Aſſembly of this Colony, and lodged in the hands of the Treaſurer of the ſame, being for the full diſcharge of two Accounts, the Ballance of one being forty Pounds, claimed for building a new Block-houſe at *Albany*, the other being the Sum of one Hundred forty ſix Pounds and ten Pence half Penny, claimed for the remainder of a Debt in the City and County of *Albany*, for carrying up Proviſions, &c. on the Expedition againſt *Canada*.

To Major *Anthony Brockholts* and Capt. *Lancaſter Simes*, their Executors or Aſſigns, the Sum of ninety Pounds, for ſeventy two Barrels of Pork taken from *James Larken* and Major *Brockholtes*, in the year 1690. by order of Capt. *Leyſler*.

To *Bartholomew Le Roux*, his Executors or Aſſigns, the Sum of ſix Pounds ten ſhillings, for the full diſcharge of an Account amounting to thirteen Pounds, claimed for Pork and Beef taken from him in the year 1690. and for making and engraving a Publick Seal.

To *Neeltje Ten Eyk*, her Executors or Aſſigns, the ſum of nine Pounds fifteen ſhillings, for the full payment of freight for ſundry commodities and neceſſaries carried to *Albany* in the year 1702. for which was demanded the ſum of Eleven Pounds three ſhillings and 3 pence.

To *David Schuyler* his Executors or Aſſigns, the ſum of fifteen Pounds fifteen ſhillings for the full diſcharge of a demand made by him of the ſum of Eighteen Pounds for his Journey to *Onondage*, under the Command of Coll. *Peter Schuyler*, when *Chevalier Daw* and four other *French men* were taken.

To *Henry Kaufſaer*, Eſq; his Executors or Aſſigns, the ſum of thirty Pounds eighteen ſhillings & eight pence for the full diſcharge of an Account by him brought in, by which is claimed the ſum of forty three Pounds ten ſhillings, for Lime and Pitch-pine Boards.

To *Johannes Hybon*, his Executors or Aſſigns, the ſum of three Pounds three ſhillings and eleven pence half penny, in full for Materials found and provided by him for the Repairs of her Majeſty's *Fort Anne*, for which the ſum of ſix pounds ſeven ſhillings and eleven pence was demanded by ſaid *Hybon*.

To *Jonas Dow*, Eſq; his Executors or Aſſigns, the ſum of thirty ſix pounds eight ſhillings, in full payment for 832 Tons of Lime uſed toward building Fort *Anne* in *Albany*.

To Capt. *Ebenezer Willſon*, his Executors or Aſſigns, the ſum of forty ſeven pounds for the full diſcharge of an Account and Demand made by him of Ninety four Pounds for Timber, Stone, Bricks, Lime and Junk.

To *Japie Hardenberg*, his Executors or Aſsigns, the ſum of twenty five Pounds five ſhillings, for the full diſcharge of an Account & demand made by him of fifty Pounds ten ſhillings, for ſundries ſaid to be delivered to Capt. *Jacob Leyſler*, for the publick Service.

To *John Barberie*, his Executors or Aſſigns, the ſum of forty ſix Pounds three ſhillings and ſeven pence half penny, for the full diſcharge of an Account and demand made by him of ninety two Pounds ſeven ſhillings and one penny, for ſundry Goods delivered Capt. *Leyſler* aforeſaid, for the publick Service.

To the Executors of *Miles Foſter*, or their Aſsigns, the ſum of thirty eight Pounds fifteen ſhillings and one penny half penny, for the full diſcharge of an Account

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& demand made by them of the ſum of ſeventy ſeven pounds ten ſhillings & three pence, for ſundry goods taken from ſaid *Forſter* by order of Leyſler aforeſaid.

To Coll. *Jacob Ruſſel* and Coll. *Henry Beekman*, their Executors or Aſſigns, in truſt for the Inhabitants of the County of *Ulſter*, the ſum of three hundred and fifteen Pounds two ſhillings, for the full diſcharge of ſeveral Services done by the Militia o the County of *Ulſter*, in marching to aſſiſt the Frontiers.

To *Chriſtopher Denne*, his Executors or Aſſigns, the ſum of one hundred Pounds, for the full diſcharge of an Account and demand made by him of the ſum of two hundred ſeventy two pounds ſeventeen ſhillings, for Materials provided, work done and Wages paid to Workmen, for Buildings and Repairs in and about the Fort.

To *Catherine Rutgreſs*, her Executors or Aſſigns, the ſum of nine Pounds ſeven ſhillings and ten pence half penny, for the full diſcharge of an Account & demand made by her of thirty ſeven Pounds eleven ſhillings ſix pence, for Beer delivered to the Forces at *Albany* in the years 1690 and 1691.

To *Rip van Dam*, Eſq; his Executors or Aſſigns, the ſum of eight Pounds and ſix pence three farthings, for the full diſcharge of an Account and demand made by him of nine pounds three ſhillings and ſix pence, for his diſburſements on the Expedition to *Canada*; And the ſum of forty Pounds for Pictures ſold, for the uſe of the General Aſſembly of this Colony.

To *Cornelius van der Hoof*, his Executors or Aſſigns, the Sum of ſixteen Pounds thirteen Shillings and four pence, for the full Payment for a Houſe of the ſaid *van Hoofs*, pull'd down by Order of the Mayor and Aldermen at *Albany*, for the better defence of that Frontier.

To *George Clarke*, Eſq; his Executors or Aſſigns, the Sum of fifty three Pounds two Shillings, being an addition to what is before in this Act allowed the ſaid *Clarke*, being for Incidents of his Office, engroſſing Acts of Aſſembly, and Tranſcribing Minutes of Council.

To *Johanna van Slyck*, Executrix of *Barent Lewis*, her Executors or Aſſigns, the Sum of fifty ſix Pounds eight Shillings, for the full diſcharge of an Account and Demand made by her of one hundred thirty ſix Pounds ſixteen Shillings, for the Service of ſaid *Barent Lewis*, as Captain at *Albany* in the years 1689. and 1690. and for ſundry Goods delivered to *Peter Bogardus* for the publick ſervice.

To *Cornelius Pos*, his Executors or Aſſigns, the Sum of five Pounds five Shillings, for his being ſent expreſs from *Albany* to *New-York*, and back again, for the Publick ſervice.

To the Executors of *Anna van Schaick*, or their Aſſigns, the Sum of twenty ſeven pounds ſeven Shillings and ſix Pence, for the full diſcharge of an Account and Demand made by them of fifty four Pounds fifteen Shillings, for Goods taken in the Year 1690. by Order of Capt. *Leyſler*, aforeſaid, for the uſe of the Government.

To the Executors of *John Abeel*, or their Aſſigns, the Sum of thirteen Pounds one Shilling and eight Pence Farthing, *viz.* the Sum of ſeven Pounds eleven Shillings and two Pence Farthing, for the full diſcharge of an Account and Demand of ſixteen Pounds nine Shillings and ſeven Pence half Penny, for Lime delivered and Work done to the building of her Majeſty's Fort *Anne* at *Albany*; and the Sum of five Pounds ten Shillings and ſix Pence, for the full diſcharge of an Account and Demand of eleven Pounds one Shilling, for ſundrys delivered to the *French* Meſſengers and their Servants, by order from the Commiſſioners of the Indian Affairs.

To *John Beekman*, his Executors or Aſſigns, the Sum of two Pounds twelve Shillings and ſix pence, for the Paſſage and Proviſions for ſeventeen Men from *New-York* to *Eſopus*.

To *Gabriel le Breux*, his Executors or Aſſigns, the Sum of one hundred and four Pounds nine Shillings and ten Pence half Penny, for the full diſcharge of an

Account

Account and Demand of two hundred and eight Pounds nineteen Shillings and ten Pence half penny, for ſundry Goods taken from him by order of *Jacob Leyſſler*, for the publick ſervice.

To *Evert Bogardus*, his Executors or Aſſigns, the Sum of two Pounds twelve Shillings and ſix pence, for the Paſsage of Twenty Men from *New-York* to *Eſopus*.

To *Jannetje Adolph*, her Executors or Aſſigns, the Sum of twelve Pounds fifteen Shillings and five pence half penny, for the full diſcharge of an Account and Demand of twenty five Pounds ten Shillings and ten pence half penny, for ſundry Goods delivered by Order of Capt. *Jacob Leyſſler*, for the uſe of the Government.

To *William Smith* Eſq; his Executors or Aſsigns, the Sum of ſix Pence for the full diſcharge of an Account and demand of three hundred fifty ſix Pound ſeventeen Shillings and ten Pence half penny, for Goods ſaid to be taken from *Gabriel Minvielle*, whilſt Mr. *Jacob Leyſſler* had the Government in his Hands.

To *Francis Winne*, his Executors or Aſſigns, the Sum of eight Pounds five Shillings and four pence half penny, for the Paſſage of a Lieutenant and ſixty one Men of His Excellency's Company, from *New-York* to *Albany*.

To *John Parmyter*, his Executors or Aſſigns, the Sum of forty five Pounds, as Meſſenger and Door-keeper to the Council, from the thirteenth Day of *June*, 1710. to the thirteenth Day of *June*, 1713.

To *Hendrick Bleeker*, his Executors or Aſſigns, the Sum of five Pounds ſix Shillings and ſix Pence, for his Service as Armourer of the Regiment commanded by Coll. *Peter Shuyler* on the Expedition againſt *Canada*.

To *Tryntie van Rologom*, her Executors or Aſſigns, the Sum of ſix Pounds four Shillings and eight Pence Farthing, for Fifty ſeven Scipple of White Peaſe delivered in the yeare 1691. for the Uſe of the Government.

To the Executors of *Fredick Phillipſe*, the Sum of ſixty three Pounds fifteen Shillings and eleven Pence, for the full diſcharge of the Sum of ſeventy two Pounds fifteen Shillings and eleven Pence, disburſed to Souldiers from the County of *Weſt-Cheſter*, that ſerved on the Expedition to *Albany* in the years 1687. and 1688.

To Coll. *Jacobus Cortland*, his Executors or Aſſigns, the Sum of ſixteen Pounds thirteen Shillings eleven Pence Farthing, for the full diſcharge of two Warrants, one drawn by the Earl of *Bellomont*, dated the ſixth day of *May*, 1700. payable to *John Saunders Glen*, or Order, for repairing Barracks in the Garriſon at *Schenectady*, one drawn by his Majeſties Council, dated the ſecond day of *May*, 1701. payable to Capt. *James Weems*, or Order, for Candles and other things provided by him for her Majeſty's Fort at *Albany*.

To *Benjamin Aske*, his Executors or Aſſigns, the Sum of ſeven Pounds, for the full diſcharge of one Warrant, drawn by Lord *Cornbury* aforeſaid, dated the ſixth day of *January*, 1703. payable to *Benjamin Aske*, or Order, for Wine provided by him during his ſaid Lordſhip's Expedition to *Albany*.

To the Executors of *Frederick Phillipſe*, or their Aſſigns, the Sum of one hundred ſeventy eight Pounds, ſeven Shillings, and nine Pence, for the full diſcharge of an Account and Demand of five hundred thirty five Pounds, three Shillings, and three pence half penny, for ſundry Goods delivered by the Order to Captain *Jacob Leyſſler*. for the Uſe of this Colony.

To *Mary Senclair*, her Executors or Aſſigns, the Sum of four Pounds, one Shilling, and nine pence, for the full diſcharge of an Account and Demand of eight Pounds, three Shillings, and ſix pence, for Goods delivered by the Order of Captain *Leyſſler* aforeſaid, for the Uſe of this Colony.

To *Garrat Viele*, his Executors or Aſſigns, the Sum of forty four Pounds, one Shillings, and ſix pence, for his Service on the Iſland *Naſſaw*, in getting together and bringing the *Indians* to *New-York* that went thence on the Expedition againſt *Canada*.

To Doctor *Thomas Braine*, his Executors or Aſsigns, the Sum of thirty three

Pounds, three Shillings, four pence, for the full diſcharge of an Account and demand of forty nine Pounds, fifteen Shillings, for Quartering and Medicines for ſick Men on their Return from the Expedition againſt *Canada*.

To *Stephen Delancy*, his Executors or Aſsigns, the Sum of forty Pounds, five Shillings, for the full diſcharge of an Account and demand of eighty Pounds, ten Shillings, for twenty one Casks of Powder taken from him by Order of Captain *Jacob Leisler* aforeſaid, for the Uſe of the Government.

To *William Apple*, his Executors or Aſſigns, the Sum of ſixty Pounds, for the payment for one Houſe, pulled down by Order of the Mayor and Aldermen of *Albany*, to render more eaſier the defence of that Frontier.

To *James Harding*, his Executors or Aſſigns, the Sum of eight Pounds, fifteen Shillings, for the full payment of him for his Tranſporting the *Long-Island* Forces over the Ferry.

To *Anthony Pintard*, his Executors or Aſſigns, the Sum of forty eight Pounds, fifteen Shillings, for the full diſcharge of an Account and demand of one hundred twenty one Pounds, four Shillings, for Beef and pork taken from him by Order of Capt. *Jacob Leisler*, as aforeſaid.

To *Roeloffe Kierſtede*, his Executors or Aſſigns, the Sum of three pounds ten Shillings for curing of a Soldier, whoſe Feet were frozen.

To *James Marlin*, his Executors or Aſſigns, the Sum of twenty five Pounds for Payment for twenty Barrels of pork taken by Order of Capt. *Jacob Leisler*, aforeſaid.

To *Harpert Jacobſe*, his Executors or Aſſigns, the Sum of five Pounds ſeventeen Shillings and nine pence, for the full diſcharge of an Account and demand of eleven Pound fifteen Shillings and ſix pence, for Paſſages of Soldiers, and freight of Goods and Proviſions to *Albany*, in the Year 1690.

To *Sarah Gravenraedt*, her Executors or Aſſigns, the Sum of fifteen Pounds ſeventeen Shillings and nine Pence for the full diſcharge of an Account and demand of thirty one Pounds fifteen Shillings and ſix pence for Goods delivered by order of Capt. *Jacob Leisler* aforeſaid.

To *Johannes Hybon*, and Company of Carpenters employed in Repairing the Fort, the Sum of forty two Pounds two Shillings and ſix pence *viz.* to each of the ſaid Carpenter, each of their Executors or Aſſigns, in ſuch Proportions as is aſcertained by a Liſt ſign'd by the Speaker of the General Aſſembly of this Colony, and lodged in the Hands of the Treaſurer of the ſame.

To *Suſannah Boudinott*, her Executors or Aſſigns, the Sum of ſix Pounds three Shillings and ſeven pence for the full diſcharge of an Account and demand made of twelve Pounds ſeven Shillings and two pence for Goods delivered by order of Capt. *Jacob Leisler*, as aforeſaid.

To Doctor *John Garreau*, his Executors or Aſſigns, the Sum of ſix Pounds for his Service as Surgeon on Board a Ship, commanded by Colonel *William Peartree*, in *June* 1705.

To *Jacob Viſcher*, his Executors or Aſſigns, the Sum of four Pounds nine Shillings and eight pence Farthing, for the full diſcharge of an Account and demand of five Pounds two Shillings ſix pence for Freight of Bails, of Bedding, and Soldiers Clothes, and Paſſages of Capt. *D'Honeur* and Capt. *Fletcher Matheus* from *York* to *Albany*.

To *Johannes Van Allen*, his Executors or Aſſigns, the Sum of three Pounds eighteen Shillings and nine pence for Service in Aſſiſting Capt. *Johannes Vanbrough* to carry the Battoes to *Albany*.

To Coll. *Richard Ingoldesby*, his Executors or Aſſigns, the Sum of one hundred Pounds, for his good Service in the late Expedition againſt *Canada*.

To *Roger Mompeſſon* Eſq; his Executors or Aſſigns, the Sum of two hundred Pounds for extraordinary Services done and perform ed by him as Chief Juſtice in *Long-Iſland*, and elſewhere.

To

To *Claese Ripse van Dam*, his Executors or Aſſigns, the Sum of eighteen Pounds twelve Shillings and nine Pence, in full diſcharge of an Account, by which is claimed twenty one Pounds ſix Shillings, for Wheat, Peaſe, and Tobacco, delivered by him to the Forces at *Albany* in the Year 1690.

To the Executors, Adminiſtrators, or Aſsigns, of *James du Bois*, the Sum of four Pounds nine Shillings and two Pence Farthing, in full diſcharge of a claim, by which is demanded eight Pounds eighteen Shillings and four Pence three Farthings, for Lead delivered by him to the Expedition to *Albany*, in the Year 1690. as appears by a Certificate of *Peter De Lanoi* to *Andries Colyſman*, Adminiſtrators of *Barent Cœyemans*, his Executors or Aſſigns, the Sum of nine Pounds one Shillings and one Penny half-penny, in full diſcharge of an Account by which is claimed eighteen Pounds two Shillings and three Pence, for Boards, Peaſe, and Beer, delivered by the ſaid *Barent Cœyemans*, for the Forces at *Albany*, in the Year 1690.

To Capt. *Thomas Clarke*, his Executors or Aſſigns, the Sum of two Pounds ten Shillings, in full diſcharge of what is claimed by him of this Colony upon his own proper Account,

To *Mangle Janse Roll*, his Executors or Aſsigns, the Sum of twelve Pounds three Shillings and nine Pence, in full diſcharge of an Account wherein is claimed fifty Pounds three Shillings and ſix Pence, for ſundry ſervices from the Year 1689. to the Year 1706.

To *Barent Staats*, Adminiſtrator of *Jochem Staats*, his Executors or Aſsigns, the Sum of one hundred forty three Pounds nine Shillings and eleven Pence three Farthings, in full diſcharge of an Account and Demand made by him of three hundred and ninety Pounds ſixteen Shillings and eight Pence half penny, for the ſervice of the ſaid *Jochem Staats*, as Capt. at *Albany*, in the Year 1689. and 1690. and for ſundry Goods delivered by him for the Publick Service.

To *Martin Clock*, his Executors or Aſsigns, the Sum of twenty ſix pounds two Shillings, in full diſcharge of an Account and demand made by him of fifty two pounds four Shillings, claimed for Balance due to him as Lieutenant under Capt. *Barent Lewis* at *Albany*, in the Year 1689. 1690.

To the Executors of *Helena Rombouts*, deceaſed, the Sum of nine Pounds, eighteen Shillings, and eight Pence half-penny, in full diſcharge of an Account, whereby is claimed forty nine Pounds fourteen Shillings and three Pence, for Sundries for the Uſe of the Publick in the Years 1689. and 1609.

To *Jurian Nagle*, his Executors or Aſſigns, the Sum of ſix Pence, in full diſcharge of an Account, whereby is claimed by him thirty ſix Pounds fifteen Shillings and ſix Pence, for his ſervice as a Soldier at *New-York* and *Albany*, in the Years 1689. and 1609.

To *William Sell*, his Executors or Aſsigns, the Sum of fifteen Pounds, in full diſcharge of three Warrants, drawn by the Lord *Cornbury*; one dated the ninth day of *January*, 1706. and two dated the thirtieth of *September*, and the thirteenth day of *January*, 1703. for his ſervice as Land and Tide-Waiter.

To *Adolph Philipſe*, Eſq; Attorney to *Godfrey Dellius*, his Executors or Aſſigns, for the uſe of the ſaid *Dellius*, the Sum of thirty Pounds, in full diſcharge of a Claim and Demand of ſixty Pounds, for one Year's Salary to the ſaid *Godfrey Dellius*, for Inſtructing the five Nations of *Indians* in the Chriſtian Faith, and Propagating Religion among them.

To the Executors or Adminiſtrators of *John Lidius*, late Miniſter of *Albany*, or their Aſſigns, the Sum of two hundred twenty five Pounds, for the full diſcharge of five Warrants, drawn by the Lord *Cornbury*, aforeſaid; one dated the twenty ſixth day of *November*, 1702, another dated the ſixth day of *November*, 1704. and three dated the twenty ſixth day of *Auguſt*, 1708. payable to the ſaid *Lidius*, or Order, for Inſtructing the five Nations of *Indians* in the Chriſtian Faith, and Propagating Religion amongſt them.

To

To Capt. *Ebenezer Willſon*, his Executors or Aſſigns, the Sum of three Pounds, ten Shillings, in full diſcharge of a Warrant from the Commiſſioners appointed to purchaſe Proviſions, and other Neceſſaries, for the Expedition to reduce *Canada*, dated the eight of *September*, 1711. being for a Barrel of Pork delivered to the ſaid Commiſſioners for the ſaid Expedition.

To Coll. *Gerardus Beekman*, his Executors or Aſſigns, the Sum of one hundred Pounds in full of a claim by him made for officiating as Preſident of her Majeſties Council of this Colony, from the tenth day of *April*, 1710. to the fourteenth day of *June*, following, and for his Adminiſtration of the Government during that time.

To *Robert Walter*, Eſq; his Executors or Aſſigns, the Sum of twenty ſeven Pounds two Shillings and five Pence Farthing, in full diſcharge of a Warrant drawn by Capt. *John Nanfan*, aforeſaid, dated the fifteenth day of *April*, 1702. payable to the ſaid *Robert Walter*, or order, for his Sallary as one of the ſecond Juſtices of the ſupream Court of this Colony.

To *Rip van Dam*, and *Adolph Philipſe*, Eſq; their Executors or Aſſigns, the Sum of forty ſix Pounds eighteen Shillings and eleven Pence half Penny, in full diſcharge of the Ballance of an Account for ſundry Diſburſements made by them in Repairing the Buildings and Barracks in Fort *Anne* in this City, and making the ſame fit for the Receeption both for the late Lord *Lovelace*, and his Excellencey *Robert Hunter*, Eſq;

To *Abraham D' Peyſter*, Eſq; his Executors or Aſſigns, the Sum of fourteen Pounds two Shillings and ſix Pence three Farthings, in full diſcharge of a Warrant drawn by Capt. *Nanfan*, aforeſaid, the ſeventeenth of *June*, 1702. payable to the ſaid *Abraham D' Peyſter*, or Order, for Wine on the Coronation Day.

To the ſaid *Abraham D' Peyſter*, his Executors or Aſſigns, the Sum of twenty ſeven Pounds two Shillings and five Pence Farthing, in full diſcharge of a Warrant drawn by Capt. *Nanfan*, aforeſaid, dated the fifteenth Day of *April*, 1702. payable to the ſaid *Abraham D' Peyſter*, or Order, for his Sallary as on of the ſecond Juſtices of the ſupream Court of this Colony.

To the ſaid *Abraham D' Peyſter*, his Executors or Aſſigns, the Sum of five Pounds, in full diſcharge of a Warrant drawn by Lord *Cornbury*, aforeſaid, the third day of *July*, 1705. payable to *Daniel Toy*, or order, for his Sallary as Land and Tide Waiter.

To *Francis Jones*, his Executors or Aſſigns, the Sum of thirty Pounds ſeven Shillings and ſix Pence, in full diſcharge of an Account and demand of one hundred and forty Pounds and ten Shillings, for the hire of his Ship and ſundry Proviſions, Imployed in a Cruiſe after a Privateer upon this Coaſt, in the year 1705.

To *Rip van Dam*, Eſq; his Executors or Aſſigns, the Sum of forty ſeven Pounds eighteen Shillings and ſix Pence half Penny, in full diſcharge of an Account and Demand of ninty five Pounds ſeventeen Shillings and one Penny, for the hire of his Sloop *Sea Flower*, and ſundry Proviſions, Imployed in a Cruiſe after a Privateer upon this Coaſt, in the Year 1705.

To *William Smith*, his Executors or Aſſigns, the Sum of thirty ſix Pounds nine Shillings and four Pence Farthing, in full diſcharge of an Account and Demand of one hundred and nine Pounds eight Shillings and one Penny, for the hire of the Brigantine *Return*, and ſundry Proviſions, Imployed in a Cruiſe after a Privateer upon this Coaſt, in the Year 1705. and the Sum of thirty one Pound ſix Shillings and eight Pence, in full diſcharge of an Account and Demand of ninety four Pound, for the hire of the Sloop *Pear-tree*, Imployed in the Cruiſe before mentioned.

To the Executors or Adminiſtrators of *Phillip Rokeby*, deceaſed, the Sum of

nine

nine Pounds, in full diſcharge of an Account and Demand of ninety days Service by him, as Surgeon General in the Firſt Expedition againſt *Canada*.

All which Sums of Money aforeſaid, ſhall Immediately after the Treaſurer of this Colony has received the Bills of Credit, hereafter mentioned, be paid to the Perſons aforeſaid, their Executors or Aſſigns, demanding the ſame, by the ſaid Treaſurer, without any needleſs delay, on any pretence whatſoever.

And for the better and more effectual preventing of the paying over again, or undue payment of all or any of the Sums above mentioned, or of any part thereof, *Be it Enacted by the Governour, Council and General Aſſembly, and 'tis hereby enacted by the authority of the ſame*, That all and every the Perſons above named, their Executors, Adminiſtrators or Aſſigns, ſhall on the receiving of the ſeveral and reſpective Sums, directed to be paid them, as aforeſaid, ſign a Receipt on the Back or ſome part of each Account or Warrant, in theſe Words, *I* A. B. *Do acknowledge to have received full Satisfaction for the Money claimed by the above or within Warrant or Account, as Witneſs my Hand.*

In which Receipt ſhall be mentioned the circumſtance of the Receiver, whether Executor, Adminiſtrator or Aſsign; which Warrants and Accounts, ſhall by the Claimers of any of the Sums of Money aforeſaid, their Executors or Aſsigns, be delivered to the Treaſurer of this Colony, and by him carefully numbred and kept, and Accounts of them, and the dates, together with the Sums demanded and paid, ſhall be fairly entred in a Book for that purpoſe, by the ſaid Treaſurer, to be kept; to each of which, the Perſons claiming or Receiving the Money, ſhall ſign a Receipt, as aforeſaid; and ſhall alſo make Oath in the Following Form, I A. B. have not, directly nor indirectly, formerly received the Sum now to be paid me, or any part thereof, or any Conſideration of any kind whatſoever, for the ſervices mentioned in the Warrant or Account, for which I am directed to be paid by the General Aſſembly of this Colony, nor any other Perſon for me, or by my Privity, Conſent or procurement; nor do I know or believe that the ſaid Sum, or any part thereof, or any Conſideration has been paid or given to any Perſon whatſoever for the Services therein mentioned. *So help me God.*

Which Oath the Treaſurer of this Colony for the time being, is impowred, appointed, directed and required to adminiiſter tot he ſeveral Perſons aforeſaid, or to their Executors, Adminiſtrators or Aſsigns, before their receiving of any of the ſaid Sums, as aforeſaid, and not otherwiſe to pay any of the Sums mentioned aforeſaid, or any part thereof, to any Perſon demanding the ſame, and refuſing to ſign Receipts and make Oath as before directed.

Provided always, That whereas ſeveral Perſons directed to be paid by this Act, live remote from the Habitation of the Treaſurer aforeſaid, *Be it therefore Enacted by the Authority aforeſaid*, That any Perſon directed by this Act to be paid any Sum of Money, every ſuch Perſon may take the Oath before mentioned, before any of her Majeſties Juſtices of the Peace in this Colony, who are hereby impowered to adminiſter the ſame, which being certified by the Oath of any one Witneſs preſent at the time of adminiſtring the ſaid Oath, and hearing the ſame, unto the Treaſurer aforeſaid, the ſaid Treaſurer ſhall pay any of the Sums aforeſaid, and take receipts as aforeſaid.

Provided alſo, and 'tis hereby Enacted, That his Excellency *Robert Hunter*, Eſq; ſhall only declare upon his Word and Honour, That the Sum mentioned in this Act is truly, and *bona fide*, due to him, and that he hath not recived any payment or Conſideration for the ſame, or any part thereof.

And 'tis further Enacted by the Governour, Council and General Aſſembly, and by the authority of the ſame, That any Perſon or Perſons, having given in any Warrant or Account to the Commiſſioners for ſtating of the Publick Accounts, or to the Clerk of the General Aſſembly, and ſhall hereafter make Oath before the Trea-

ſurer of this Colony, or any Juſtice of the Peace, as by this Act is before directed, and it ſhall afterwards happen to be made appear, either by the Oath of two Credible Witneſſes, or by Receipts or Accounts under the Hand of the Perſon or Perſons aſſigning, transferring, delivering over, bringing, ſending or claiming of the Sums mentioned in ſuch Warrant or Account, or any part thereof, or by the Minutes of Council, or Books or Accounts of or belonging to the Auditor, deputy Auditor, Receiver or Receivers General, or Commiſſioner or Commiſſioners for executing the Office of Receiver General, or by any manner of ways or means whatſoever, that the Sums mentioned in ſuch Warrants or Accounts, and claimed as a Debt due from this Colony, have been paid and diſcharged, either in whole or in part before ſuch Claims made, or Oath taken, every ſuch Perſon who has aſſigned, transferred, delivered over, brought or ſent any ſuch Warrant or Account, or claimed the Sum mentioned by the ſaid Account, to be due, or any part thereof, or receiving any of the Sums appointed by this Act to be paid, as aforeſaid, or any part thereof, and knowing that the ſaid Sum, or any part thereof, has been paid before; ſhall Repay the Sum received, and be fined to her Majeſty, her Heirs and Succeſſors in the full Sum ſo claimed, to be applyed towards the ſupport of the Government of this Colony.

And for the better, and more ſpeedy and effectual Payment of the ſeveral Sums before mentioned, and other the Sums appointed to be paid by this Act, *Be it Enacted by the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That Bills of Credit, to the Value of twenty ſeven thouſand ſix hundred and eighty Pounds, ſhall be Printed, That is to ſay.

Five hundred ſixty eight Bills of twenty five Ounces of Plate, or ten Pound Value each. Five hundred Bills of eighteen Ounces fifteen Penny Weight of Plate, or ſeven Pound ten Shillings Value each. Seven hundred Bills of fifteen Ounces of Plate, or ſix Pound Value each. Seven hundred and twenty Bills of twelve Ounces ten Penny weight of Plate, or five Pounds Value each. One thouſand Bills of ſeven Ounces ten Penny weight, of Plate, or three Pounds Value each. Eight hundred Bills of ſix Ounces five Penny weight of Plate, or two Pounds ten Shillings Value each. Eight hundred Bills of three Ounces fifteen Penny weight of Plate, or one Pound ten Shillings Value each. Ten hundred Bills of three Ounces two Penny weight and twelve Grains of Plate, or one Pound five Shillings each. Twelve hundred Bills of one Ounce ſeventeen Penny weight and twelve Grains of Plate, or fifteen Shillings Value each. Fifteen hundred Bills of one Ounce ten Penny weight of Plate, or twelve Shillings Value each. Two thouſand Bills of fifteen Penny weight of Plate, or ſix Shillings Value each. Four thouſand Bills of ſeven Penny weight and twelve Grains of Plate, or three Shillings Value each.

Upon Which Bills ſhall be impreſſed on the left Side of the ſaid Bills, about the middle of the ſide, the Arms of the City of *New-York*; and ſaid Bills ſhall be in the Form Following, *viz.*

The Form of the Bill, of Credit.

THis Indented Bill of ---- Ounces of Plate or ---- due from the Colony of New-York, to the Poſſeſſor thereof, ſhall be in Value equal to Money, and ſhall be accepted accordingly by the Treaſurer of this Colony for the time being in all publik Payments and for any Fond at any time in the Treaſury. Dated in New-York the firſt day of July, One thouſand ſeven hundred and fourteen, by order of the Governour, Council and General Aſſembly.

Which Bills ſhall be ſigned and Numbred by *Robert Walter*, Eſq; *Robert Lurting*, Eſq; *David Provooſt*, Eſq; and *John Cruger*, Eſq; or any three or them; and in caſe of the Death of any the ſaid Perſons, the ſaid Bills ſhall be ſigned and Numbred by the Major part of the Perſons above mentioned, then alive.

Which Bills of Credit to be made and Iſſued by Virtue of this Act, ſhall be and

and continue current for and during the ſpace and time of Twenty One Years, and ſhall be received and paid for the ſame Value, and equal to the current Coyn paſſing in this Colony, for Goods or any other thing bought and ſold by all Perſons whatſoever reſiding and paſſing through this Colony, according to their Rates; and the Tender of the ſaid Bills for payment or diſcharging of any Debt or Debts, Bargain, Sale of Lands or other things, Bonds, Mortgages, Specialties and Contracts whatſoever, ſhall be as effectual in the Law, to all Intents and purpoſes, as if the current Silver Coyn of this Colony had been offered and tendered for the Diſcharge of the ſame, or any part thereof.

And be it further Enacted by the authority aforeſaid, That if any Perſon or Perſons, *Creditor* or *Creditors*, *Obligee or Obligees*, and party or partys to any *Contract*, *Covenant*, Bargain or Agreement whatſoever, already made, or hereafter to be made at any time during the ſaid twenty one years, ſhall, upon tender of all or any their Debts, Dues and Demands whatſoever, or any part of them, in the Bills of Credit made current by this Act, refuſe to accept or receive the ſaid Bills of Credit in diſcharge of the ſaid Debts, Dues or Demands, or any part of them, according to their Values and Rates, he, ſhe or they ſo refuſing to accept the ſaid Bills of Credit in diſcharge as aforeſaid, ſhall looſe the ſaid Debt or Debts, Sum or Sums of Money, or ſuch part of the ſame ſo refuſed, and they and every of them, their and every of their Heirs, Executors or Adminiſtrators ſhall forever be Barred from bringing his, her or their Action for the Recovery of the ſaid Debt or Debts, Sum or Sums of Money ſo refuſed, as aforeſaid, and the Defendant may plead this Act in Bar to any Action or Actions that ſhall be ſo commenced.

And be it further Enacted by the Authority aforeſaid, That if any Perſon or Perſons whatſoever, within this Colony, ſhall, during the ſaid twenty one years, offer to Sell or expoſe to Sale any Goods or Chattels, Lands or Tenements whatſoever, and deny or refuſe to Sell, or ask a greater Value for the ſame, unleſs payment be made in current Silver Money, Gold, Plate, Dollars, or other ſpecie whatſoever, and not in ſaid Bills of Credit (whereby the Credit of the ſaid Bills may be Impaired) then and in ſuch caſe the Perſon ſo expoſing to Sale, and refuſing as as aforeſaid, ſhall, if the Goods or Chattels expoſed to ſale, be under the Value of *five Pounds*, forfeit the Sum of *Forty Shillings* for each offence, to be recovered before any Juſtice of the Peace within this Colony, upon the Oath of any two Witneſſes; and if the Value of the Goods or Chattels, Lands or Tenements be above *Five Pounds*, and under *Fifty Pounds*, the Expoſor to Sale ſhall Forfeit the Sum of *Five Pounds*; & if the Goods or Chattels, Lands or Tenements be above the Value *Fifty Pounds*, and under *One hundred Pounds*, the Expoſer to ſale ſhall Forfeit the Sum of *Ten Pounds*; and if the Value of the Goods or Chattels, Lands or Tenements be above *One Hundred Pounds* Value, the Expoſe to Sale ſhall Forfeit *Fifty Pounds*, to be recovered by Action of Debt in any Court of Record within this Colony, with Coſts of Suit; The firſt *four Forfeitures* to the uſe of any Perſon that ſhall ſue for the ſame, the other *three Forfeitures*, the one half thereof to the uſe of ſuch Perſons as ſhall ſue for and Proſecute the ſame to effect, the other half to the uſe of the Queen, her Heirs and Succeſſors, to be applyed towards the Support of the Government of this Colony, any Law, Cuſtom or Uſage to the contrary in any wiſe notwithſtanding.

And be it Enacted by the Authority aforeſaid, That the Perſons appointed for the ſigning of the ſaid Bills of Credit, ſhall take an Oath before any one Juſtice of the Peace of this Colony, for the true ſigning and delivering of all the ſaid Bills of Credit, and no more than the Number mentioned in this Act, to the Treaſurer of this Colony, according to the true intent and Meaning of this preſent *Act*.

And be it Enacted by the Authority aforeſaid, That the Quantity of Plate that each Bill ſhall be current for, and the Value of the ſame, be printed on the top of each Bill.

And

And be it Enacted by the Authority aforeſaid, That *Robert Walter*, *John Cruger*, *Robert Lurting*, and *David Porvooſt*, Eſqrs. appointed hereby to ſign the Bills of Credit made current by this Act, ſhall for ſuch their Service have paid unto each of them, or each of their Executors or Aſſigns, by the Treaſurer aforeſaid, in Bills of Credit made current by this Act, the Sum of *Fifty Pounds* as a Reward for their trouble in ſigning and Numbring the Bills aforeſaid.

And be it Enacted by the Authority aforeſaid, That if any Perſon or Perſons whatſoever, ſhall preſume to Counterfeit any of the ſaid Bills of Credit, he, ſhe or they being convicted thereof, ſhall incur the Pains and Penalties of Felony, without Benefit of Clergy, and ſhall ſuffer accordingly.

And that the ſaid Bills of Credit may be Truly and Bona fide, ſunk, as the Fond ariſing by Virtue of an Act, entituled, *An Act for laying an Exciſe an all ſtrong Liquors retailed in this Colony*, is paid unto the Treaſurer of this Colony for the time being, *Be it Enacted by the Governour, Council and General Aſſembly, and 'tis hereby Enacted by the authority of the ſame*, That *Robert Walter*, *John Cruger*, *David Provooſt*, and *Robert Lurting* aforeſaid, or the Major part of them living, or that ſhall be living, ſhall twice yearly and every year, *viz*, on the *firſt Day of June*, and on the *firſt Day of December*, Audit the Accounts of the Money received by Virtue of the Act aforeſaid, and ſhall within one Week there-after affix Advertiſements in the moſt publik Places of the City of *New-York*, ſeting forth what Quantity of Money has been received, and is in the Treaſurers hands, by Virtue of the Act aforeſaid, which Money ſhall by the Treaſurer aforeſaid, be given in Exchange for Bills of Credit made current by this Act, to any Perſon or Perſons bringing in the ſame; and the ſaid Bills of Credit ſhall, on or before the Expiration of one Month after the time of ſuch Audit, be ſunk and deſtroyed in preſence of *Robert Walter*, *Robert Lurting*, *John Cruger*, *David Provooſt*, or the Major part of them then alive, appointed by this Act to audit the Accounts of the ſaid Treaſurer, having firſt compared the ſaid Bills of Credit, with their Counter parts, and entred into a Book to be kept for that purpoſe, the Number and Value of each Bill of Credit ſo Sunk and deſtroyed. But if it ſo happen that all or any part of the Sums ariſing by virtue of the Act aforeſaid, ſhall be paid unto the Treaſurer of this Colony in Bills of Credit aforeſaid, That then and in ſuch caſe the ſaid Bills ſhall be Sunk in manner aforeſaid, immediately after the ſaid Account of the Treaſurer is audited, and publik Notice ſhall be given of the Value of the Bills ſo Sunk and deſtroyed, as alſo of the Quantity of Money in his Hands, if any be, within the time before preſcribed.

It is alſo Enacted by the authority aforeſaid, That the Treaſurer ſhall receive nō other Bills of Credit for the Fonds ariſing by Virtue of the Act before mentioned, than thoſe made Current by this Act, until all the ſaid Bills ſhall be ſunk, any thing to the contrary in this or in any other Act notwithſtanding.

And be it Enacted by the authority aforeſaid, That the now Treaſurer of this Colony, ſhall within one Month after the Publication of this Act, take the following Oath, *viz.*

The Treaſurer Oath.

I A. B. appointed Treaſurer of the Colony of *New-York*, will faithfully and truly diſcharge the Truſt Repoſed in me as Treaſurer of the ſame; I will not Iſſue, or cauſe to be Iſſued or paid, any Money that now is or may hereafter come into my Hands, as Treaſurer aforeſaid, otherwiſe than is or ſhall be directed by an Act or Acts of the General Aſſembly of this Colony; and I will keep true and faithful Accounts of all the Money or Effects that has been, is, or may come unto my Hands, or be Iſſued or paid by Virtue of any ſuch Acts, with the times of my receiving and paying the ſame. *So help me GOD.*

And in caſe of the Death or Removal of the now Treaſurer of this Colony, the Treaſurer for the time being, to be nominated and appointed by the General Aſſembly

Aſſembly of this Colony, ſhall upon his taking upon himſelf the Office of Treaſurer aforeſaid, take the Oath before mentioned, to be adminiſtred by any one of her Majeſties Council, or any Juſtice of the Peace in this Colony, who are hereby impowered, directed, appointed and required to do the ſame; and any Treaſurer neglecting or refuſing to take ſuch Oath, ſhall be diſabled from executing that Truſt; and any of her Majeſties Council or Juſtices of the Peace refuſing to adminiſter the ſaid Oath when by the Perſon appointed Treaſurer of this Colony, required to do the ſame, ſhall for every ſuch refuſal forfeit the Sum of *Five Pounds*, to be recovered by the ſaid Perſon appointed Treaſurer, or any other Perſon that will ſue for the ſame in any Court of Record within this Colony, wherein there ſhall be no Eſſoyn, Protection or Wager of Law, or any more than one Imparlance; and the ſaid Treaſurer ſhall notwithſtanding execute the ſaid Office of Treaſurer; any thing in this Act to the contrary in any wiſe notwithſtanding.

And each of the Auditors, appointed by this Act, to Audit and Examine the Accounts of the ſaid Treaſurer, with Relation to the Money received by Virtue of the Act aforeſaid, entituled, *An Act for laying an Exciſe on all ſtrong Liquors Retailed within this Colony*, and to ſee, compare and ſink the Bills of Credit, as by this Act is directed, ſhall take the Following Oath, *viz.*

The Auditors Oath.

I A. B. appointed to Audit and Examine the Accounts of the Treaſurer of this Colony, will truly, faithfully and Impartially Examine and Audit the ſaid Accounts, and compare and ſink the ſaid Bills of Credit, as directed in an Act, entituled, *An Act for the Paying and Diſcharging the ſeveral Debts and Sums of Money claimed as Debts of this Colony, to the ſeveral Perſons therein Named, and to make and enforce the Currency of Bills of Credit to the Value of Twenty Seven Thouſand ſix Hundred and Eighty Pounds, for that purpoſe; Alſo, to make void all Claims and Demands made or pretended to be due from this Colony before the firſt Day of* June, *in the Year of our Lord One Thouſand Seven Hundred and Fourteen, and to prevent this Colony from being in Debt for the future*; and will truly and faithfully do and perform, according to my beſt Skill and Ability, every thing directed and appointed by the before mentioned Act, for me, as Auditor, to do and perform. *So help me GOD.*

And be it further Enacted by the Authority aforeſaid, That any Perſon or Perſons who ſhall neglect or refuſe to demand of the Treaſurer aforeſaid, the Sum or Sums of Money appointed by this Act to be paid to him, her or them, and to take the Oath appointed by this Act to be taken by the Claimers or Receivers of the Sum or Sums of Money ſo demanded or received, within twelve Months after her Majeſties Royal aſſent to this Act is ſignified in this Colony, every ſuch Perſon ſo neglecting or refuſing, ſhall forever thereafter be precluded and debarred from receiving any of the ſaid Sums appointed by this Act to be paid them.

The Auditors Reward.

And be it further Enacted by the Authority aforeſaid, That the Perſons before Named, appointed to Audit and Examine the Accounts of the Treaſurer, as aforeſaid, ſhall for ſuch Examination and Auditing receive the Sum of *Forty Shillings* each time of their Examining and Auditing ſuch Accounts, to be paid by the ſaid Treaſurer out of the Fond ariſing and accruing by Virtue of the Act aforeſaid, entituled, *An Act for laying an Exciſe on all ſtrong Liquors Retailed within this Colony.*

And if it ſhall ſo happen that after the time of twelve Months after her Majeſties Royal Aſſent to this Act is ſignified in this Colony there be any Bills in the hands of the Treaſurer of this Colony, not demanded within the twelve Months, as before directed, ſuch Bills are, by the Auditors and Treaſurer, hereby directed to be firſt Sunk, and an Account of the Sums mentioned in the ſaid

Bills, and the Numbers of them, together with the Names of the Perſons neglecting or refuſing to Claim the Sums of Money appointed to be paid by this Act, fairly entred in a Book to be kept for that purpoſe.

And be it further Enacted by the authority aforeſaid, That the Treaſurer of this Colony, for the time being, ſhall keep an exact Account of the particular Sum and Sums of Money paid by Virtue of, and according to the Directions in this Act, with Receipts or Diſcharges from the Perſon or Perſons, their Executors or Aſſigns, to whom the ſaid Sums are payable, at any time to be produced by him, for View and Examination of the Governour, Council and General Aſſembly of this Colony, or either of them, on Penalty of making Good and refunding any Sum or Sums of Money which ſhall not be ſo Vouched and Diſcharged, according to the true intent and meaning of this Act.

And whereas ſufficient Notice has been given, ſo that all Perſons having any Claim upon this Colony, might have brought in their ſaid Claims, *It is therefore Enacted by the Governour Council and General Aſſembly, and by the authority of the ſame,* That the Sums paid by Virtue of this Act, ſhall be taken, deemed, eſteemed and accounted to be an abſolute, full and entire Satisfaction for all the Claims made, and Debts ſaid to be due from this Colony, and the Perſons bringing, claiming or demanding the ſame, their heirs, executors or Adminiſtrators ſhall forever be precluded and debar'd from claiming, demanding or Receiving any other Payment, Acknowledgment or Reward for the ſaid Claims, or any part thereof, than what is before mentioned and appointed by this Act; and all Perſons whatſoever are by this Act forever Precluded and Debar'd from pretending or making any Claim for the payment for any ſervice or Services, Goods, Wares, Merchandizes or Effects, done, advanced or expended by them, or any of them, their or either of their Predeceſſors, Conſtituents or Imployers, or by any Perſon or Perſons whatſoever, for the uſe of this Colony, at any time before the firſt Day of *June,* in the preſent Year of our Lord *One Thouſand Seven Hundred and Fourteen.*

Provided always, and it is hereby further Enacted, That neither this Act, nor any part thereof, ſhall be conſtrued to Debar any Perſon or Perſons, having a Right to the ſame, from claiming and Receiving from the Receiver General of this Colony, by Virtue of a Warrant drawn by the Governour in Council, their part, ſhare and proportion of the Sum of *two thouſand eight hundred Pounds,* raiſed by an Act of Aſſembly of this Colony, for and towards the ſupport of the Government of the ſame.

And provided alſo, That neither this Act, nor any part thereof, ſhall be conſtrued to Bar the Cheif Juſtice that now is, or any Member or Officer of the General Aſſembly that now is, or that heretofore has been, from Claiming or Demanding the Sallaries, Fees or Rewards due to them, as Members or Officers of the ſaid General Aſſembly.

And be it Enacted by the Governour, Council and General Aſſembly of this Colony, and by the authority of the ſame, That all Moneys whatſoever that ſhall for the future be raiſed by Act or Acts of General Aſſembly of this Colony, and directed by the ſaid Act or Acts to be Lodged in the Hands of the Treaſurer of the ſame, ſhall not, on any pretence whatſoever, be diſpoſed of, but by Virtue and Direction of the ſaid Act or Acts, or of an Act or Acts of General Aſſembly for that purpoſe to be made; and all Moneys whatſoever raiſed or accruing by Virtue of any Act or Acts of General Aſſembly of this Colony, made or to be made for and towards the ſupport of the Government of this Colony, and by the ſaid Act or Acts appointed and directed to be lodged in the Hands of the Receiver General, for the time being, appointed or to be appointed by Her Majeſty, her Heirs or Succeſſors, ſhall be Iſſued by Warrants ſigned by the Governour or Commander in Chief, for the time being, in Council, by and with the conſent of the greater part of the Council then preſent.

And

And be it Enacted by the Authority aforeſaid, That the Treaſurer of this Colony, for the time being, ſhall pay in the Bills of Credit, made current by this Act, unto each of the Perſons hereafter Named, the ſeveral Sums of Money hereafter expreſſed, That is to ſay, To Capt. *Samuel Mulford*, Eſq; his Executors or Aſſigns, the Sum of fifty ſeven Pounds ten Shillings, for his Service in the General Aſſembly of this Colony. To *William Nicol*, Eſq; his Executors or Aſſigns, the Sum of ninety one Pounds, for his Service in the General Aſſembly, of this Colony. To Coll. *John Jackson* Eſq; his Executors or Aſſigns, the Sum of ſixty Six Pounds, for his ſervice as aforeſaid. To Coll. *Thomas Willet*, Eſq; his Executors or Aſſigns, the Sum of ſixty ſix Pounds, for his ſervice as aforeſaid. To *Cornelius Sebering*, Eſq; his Executors or Aſſigns, the Sum of ſixty ſix Pounds, for his ſervice as aforeſaid. To *Cornelius van Brunt*, Eſq; his Executors or Aſſigns, the Sum of ſixty ſix Pounds, for his ſervice as aforeſaid. To Capt. *John Stillwell*, Eſq; his Executors or Aſſigns, the Sum of ſixty ſix Pounds, for his ſervice as aforeſaid. To *Abraham Lakerman*, Eſq; Executors or Aſſigns, the Sum of fifty One Pounds for his ſervice as aforeſaid. To *Cornelius Hearing*, Eſq; his Excutors or Aſſigns, the Sun of ſixty ſix Pounds, for his ſervice as aforeſaid. To *Leonard Lewis*, Eſq; his Executors or Aſſigns, the Sum of ſixty one Pounds ten Shillings, for his ſervice as aforeſaid. To Coll. *Henry Beekman*, Eſq; his Executors or Aſſigns, the Sum of ſixty three Pounds, for his ſervice as aforeſaid. To Coll. *Jacob Rutſen*, his Executors or Aſſigns, the Sum of ſixty three Pounds, for his ſervice as aforeſaid. To *Henry Renſlaer*, Eſq; his Executors or Aſſigns, the Sum of fifty four Pounds, for his ſervice as aforeſaid. To Major *Myndert Schuyler*, Eſq; his Executors or Aſſigns, the Sum of ſixty ſix Pounds, for his ſervice as aforeſaid. To Capt. *Peter van Brugh*, Eſq; his Executors or Aſſigns, the Sum of ſixty ſix Pounds, for his ſervice as aforeſaid. To *Robert Livingſton*, jun. Eſq; his Executors or Aſſigns, the Sum of ſixty ſix Pounds, for his ſervice as aforeſaid. To *Stephen De Lancey*, Eſq; his Executors or Aſſigns, the Sum of ſixty two Pounds, for his ſervice as aforeſaid. To Coll. *Jacobus van Cortland*, Eſq; his Excutors or Aſſigns, the Sum of ſixty two Pounds, for his ſervice as aforeſaid. To *Samuel Bayard*, Eſq; his Executors or Aſſigns, the Sum of ſixty two Pounds, for his ſervice as aforeſaid. To Cap. *Lawrance Read*, Eſq; his Executors or Aſſigns, the Sum of ſixty two Pounds, for his ſervice as aforeſaid. To Coll. *William Willet*, Eſq; his Executors or Aſſigns, the Sum of ſixty ſix Pounds, for his ſervice as aforeſaid. To Capt. *Joſeph Drake*, his Executors or Aſſigns, the Sum of ſixty ſix Pounds, for his ſervice as aforeſaid. To Coll. *Lewis Morris*, Eſq; his Executors or Aſſigns the Sum of ninety one Pounds, for his ſervice as aforeſaid. To *Cornelius Pos*, Door-keeper of the General Aſſembly his Executors or Aſſigns, the Sum of twenty ſeven Pounds, for his ſervice as aforeſaid. To *Robert Crannel*, Serjeant at Arms, his Executors or Aſſigns, the Sum of fifteen Pounds, for his ſervice in attending upon the General Aſſembly of this Colony.

And be it Enacted by the authority aforeſaid, That the Sum of ninety Pounds, in Bills of Credit, aforeſaid, be paid by the Treaſurer of this Colony, for printing the ſaid Bills of Credit.

Provided always, and be it further Enacted by the Authority aforeſaid, That none of the Bills of Credit intended to be made current by this Act, ſhall be ſigned or paſs current within this Colony, before this Act, as alſo an Act, entituled, *An Act for laying an Exciſe on all ſtrong Liquors Retailed in this Colony*, Publiſhed the fifteenth Day of *October* 1713. be and are paſt her Majeſties Royal Aſſent, and ſaid Aſſent be firſt ſignified within this Colony, any thing in this Act to the contrary notwithſtanding.

Acts passed in the firſt Seſſions of the Firſt Aſſembly, in the Firſt year of the Reign of his Majeſty, King *GEORGE* Over *Great Britain, &c.* in *July*, 1715.

An Act Declaring that all Perſons of Forreign Birth, heretofore inhabiting within this Colony, and dying ſeized of any Lands, Tenements or Hereditaments, ſhall be forever hereafter deemed, taken and eſteemed to have been Naturalized; and for Naturalizing all *Proteſtants* of Forreign Birth, now inhabiting within this Colony.

WHereas by Letters Patents under the Great Seal of *England*, dated the Twelfth Day of *March*, in the ſixteenth Year of *Charles* the ſecond, the Soyl and Government of this Colony was by the ſaid King given and granted to his then deareſt Brother, *James* Duke of *York*, his Heirs and Aſſigns; and amongſt other the Powers therein and thereby given to the ſaid Duke, it was granted, that it ſhould and might be Lawful for the ſaid Duke, his Heirs and Aſſigns, or any of them, at all and every time and times thereafter, to take, lead, carry and tranſport for and towards the Plantation of this Colony, not only any of the Subjects of his then Majeſties Realms and Dominions, but any other ſtrangers who would become Subjects to the ſaid King, and live under his Allegiance.

And whereas by the Articles made on the Surrender of this Province to the Crown of *England*, it was among other things ſtipulated, That all People ſhould continue free Denizons, and enjoy their Lands and Houſes, whereſoever they were within this Colony, and diſpoſe of them as they pleaſed; that any People might come from the *Netherlands* and plant in this Country; and that any of the then Military Officers and Soldiers belonging to the *Dutch* Garriſon, that would Plant, ſhould have Fifty Acres of Land ſet out for them.

And whereas in Purſuance of the ſaid Articles made on the Surrender aforeſaid, and in Order to invite and encourage People to come and ſettle in this Colony, and Improve the ſame, ſeveral Letters of Denization were given by ſeveral Governonrs, ſetting forth, That the Perſons receiving the ſame, had by Virtue of the Articles made on the ſaid Surrender, and the ſaid Letters of Denization, Privilege and Power to purchaſe, receive, take, have, hold, buy and Poſſeſs any Lands, Tenements or Hereditaments within this Government, and them might Occupy and Enjoy, Give, Sell, Alien and Bequeath, as they ſhould ſee cauſe.

And whereas for the Invitation and farther encouragement of People to come and ſettle in this Colony, and in Order to quiet the Minds of his Majeſties

Majesties Subjects then Inhabiting the same, Sir *Edmond Andros* then Governour of this Province, under his Royal Highness then Duke of *York*, in a Proclamation by him Emitted the ninth Day of *November*, 1674. by command of the said Duke, did Proclaim and Declare, That all former Grants, Privileges or Concessions before that time granted, and all Estates Legally possest by any under his Royal Highness, before the late *Dutch* Government, were thereby confirm'd, and the Possessors, by Virtue thereof, to Remain in quiet Possession of their Rights.

And Whereas for the further quieting the Minds of his Majesties Subjects of Forreign Birth, Inhabiting this Colony, and for the farther Invitation and Encouragement of such as would come, Inhabit and Improve the same, an Act of the General Assembly of this Province was assented to in the Year 1683. by the then Governour Colonel *Thomas Dongan*, entituled, *An Act for Naturalizing all those of Forreign Nations at present Inhabiting within this Province, and Professing Christianity, and for Encouragement of others to come and settle within the same*, and expresst in the following words,

"FOrasmuch as several Persons of divers Forreign Nations, Profes-
"sing *Christianity*, now are, and for divers years past have been
"actual and settled Dwellers and Inhabitants within this Province,
"under the Allegiance of his Majesty of *Great Britain*, our Dread Sove-
"reign, and the Obedience of his Royal Highness, and so desire to con-
"tinue and remain, and be Naturalized, and become as his Majesties Na-
"tural born Subjects, *Be it Enacted by the Governour, Council and Repre-*
"*sentatives now assembled, and by the authority thereof*, That all and every
"such Person or Persons of what Forreign Nation soever they be, Profes-
"sing Christianity, and that now are actual Inhabitants within this Province,
"and have taken or subscribed, or that shall take or subscribe to the Oath
"of Allegiance, are and shall be hereby Naturalized, and in all respects
"be accounted and esteemed as his Majesties Natural Born Subjects, and
"shall have and enjoy all such Privileges, Freedoms and Immunities within
"this Province, as other his Majesties Subjects do, have or enjoy. *Pro-*
"*vided*, nothing contained in this Act is to be construed to Discharge or
"set at Liberty any Servant, Bond-Man or Slave, but only to have relation
"to such Persons as are Free at the making hereof.

"*And be it further declared and Enacted by the authority aforesaid*,
"That all and every Person and Persons, Forreigners, of what Nation
"soever, professing Christianity, that at any time hereafter shall come and
"arrive within the said Province, with an intent to become his Majesties
"Subjects, and to dwell, settle and inhabit accordingly, and take the Oath
"of Allegiance to his said Majesty, and Fidelity to his Royal Highness,
"the Lord Proprietor of this Province, every such Person or Persons
"may be Naturalized by Act of Assembly, and from thence-forth, shall,
"in all respects, be accounted, deemed and esteemed as his Majesties Na-
"tural Born Subjects, and shall have and enjoy all such Privileges, Free-
"doms and Immunities within this Province, as other his Majesties sub-
"jects have and enjoy.

And whereas Pursuant to the Powers granted to the then *Duke of York*,

ſeveral Strangers, willing to become his Majeſties Subjects, and live under his Allegiance, were Imported into this Province, and did ſettle in and Improve the ſame, acquiring to themſelves, with the conſent and approbation of the Government, ſeveral Lands, Tenements and Hereditaments.

And whereas on a Firm Dependance on the Publick Faith, for the Inviolable Adherence to and Faithful Performance of the Articles made on the Surrender aforeſaid, many of the Subjects of the High and Mighty States of the *United Provinces*, remain'd in this Colony, as his Majeſties Subjects, and quietly help and enjoyed the Lands they were poſſeſt of, and acquired other Lands, Tenements and Hereditamens within the ſame.

And whereas by the Invitations and great Encouragements given by the Governours of this Province, under his then Royal Highneſs, and particularly the great Encouragement given by the before recited Act of Aſſembly, aſſented to as aforeſaid, great numbers of *Proteſtants* of Forreign Birth, did come and ſettle in this Colony, to the great increaſe of Trade and Navigation, and conſiderable Improvement of this Province.

And whereas by many Intermarriages, Wills, Deeds of ſale, and other mean Conveyances in the Law, ſeveral Eſtates, Lands, Tenements and Hereditaments formerly poſſeſt by Perſons of Forreign Birth or Extraction (who ſettled in this Province on the motives before Expreſt) have been and are become the Poſſeſſions, Lands, Tenements and Hereditaments of his Majeſties Natural born ſubjects of his Kingdoms of *Great Britain* or *Ireland*, or ſome of the Dominions thereunto belonging.

THerefore to render his Majeſty's Subjects Secure in the quiet and peaceable Enjoyment of their ſeveral Eſtates, Rights and Properties, prevent any Doubts, Controverſies or Diſputes that may hereafter ariſe upon or concerning the true Meaning, Intent and Validity of the before mentioned Powers granted to the *Duke of York*, the Articles made and agreed to on the Surrender, the Letters of Denization, Proclamations, Invitations, and Act of Aſſembly, or any of them, and to ſettle and quiet the Minds of his Majeſties Subjects Inhabiting in this Colony, We Pray that it may be Enacted by the Governour, Council and Aſſembly, and 'tis hereby enacted by the authority of the ſame, That all Perſons of Forreign Birth, now deceaſt, Inhabiting and being within this Colony at any time before the firſt day of *November*, One Thouſand ſix Hundred and Eighty three, and being ſeiz'd of Lands, Tenements or Hereditaments, ſhall forever hereafter be deemed, taken and eſteemed to have been Naturalized, and entituled to all the Rights, Privileges and Advantages of any the Natural born Subjects of this Colony; and all Bequeſts, Deeds, Grants, and mean Conveyances in the Law, made or done by any of them, ſhall be deemed to be as effectual to all intents and purpoſes whatſoever, as if they had been done and executed by any of his Majeſties Natural born ſubjects of this Colony. And any Perſon or Perſons holding any Lands, Tenements or Hereditaments, by, from or under any ſuch Perſon or Perſons of Forreign Birth, ſhall be deem'd to be, and is hereby as fully and Rightfully entituled to the ſame, to every intent and purpoſe whatſoever, as if ſuch Perſon or Perſons had held by, from or under any of his Majeſties Natural born Subjects of this Colony.

And

And be it Enacted by the Authority aforeſaid, That every Perſon of Forreign Birth now alive, and who did Inhabit within this Colony, before the ſaid firſt Day of *November*, in the year of our Lord One Thouſand ſix Hundred Eighty Three, ſhall forever hereafter be deem'd to have been Naturalized, and ſhall enjoy all the Rights, Priviledges and Advantages that any of his Majeſties Natural born ſubjects of this Colony, do, or of right ought to enjoy. And any Deviſe, Bequeſt, Deed, Grant or mean Conveyance in the Law, heretofore made by any ſuch Perſon of Forreign Birth, ſhall be as effectual, to all purpoſes and Intents whatſoever, as if the ſame had been done and executed by any of his Majeſties Natural born ſubjects of this Colony.

And be it Enacted by the Authority aforeſaid, That all Perſons of Foreign Birth, who have come and Inhabited in this Colony, at any time ſince the ſaid year of our Lord One Thouſand ſix Hundred and Eighty Three, and Purchas'd any Lands, Tenements or Hereditaments, and convey'd the ſame by mean Cenveyances in the Law, or dyed ſeiz'd of the ſame, Every ſuch Perſon ſhall forever hereafter be deem'd, taken and eſteem'd to have been Naturalized. And any Bequeſt, Deed, Grant or other mean Conveyance in the Law, made, done or executed by any ſuch Perſon or Perſons of Forreign Brith, as aforeſaid, and now dead, ſhall be deem'd, taken and eſteem'd to be as good, valid and effectual in the Law, to all Intents, Conſtructions and Purpoſes whatſoever, as if the ſame had been made, done or executed by any of his Majeſties Natural born ſubjects of this Colony.

And the Heirs, Grantees, Legatees, Feoffees of any ſuch Perſon or Perſons of Forreign Brith, as aforeſaid, holding any Lands, Tenements or Hereditaments, by, from or under any ſuch Perſon or Perſons of Forreign Birth, ſhall have, hold, enjoy, poſſeſs, occupy and be entituled to the ſame, as Fully and Rightfully, as if the ſaid Lands or Tenements had deſcended from, or been granted and conveyed by any of his Majeſties Natural born ſubjects of this Colony, any Law, Cuſtom or Uſage to the contrary hereof in any wiſe notwithſtanding.

And be it further Enacted by the Authority aforeſaid, That all Perſons of Forreign Birth, being *Proteſtants*, now alive and Inhabiting in this Colony, ſhall be, and hereby are declared to be his Majeſties *N*atural ſubjects, and ſhall enjoy all the Rights, Privileges and Advantages that any of his Majeſties *N*atural born ſubjects do, or of right ought to have and enjoy.

Provided always, and it is hereby Enacted, That every ſuch Perſons, now alive, ſhall within *N*ine Months after the Publication hereof, take the Oaths by Law appointed to be taken, in ſtead of the Oaths of Allegiance and Supremacy, ſubſcribe the Teſt, and make, repeat and ſwear to, and ſubſcribe the Abjuration Oath in any of his Majeſties Courts of Record within this Colony, which ſaid Courts reſpectively are hereby authorized and required, upon application to them made, to adminiſter the ſame, and take the Subſcriptions, as aforeſaid, and cauſe the *N*ames of the Perſon and Perſons ſo ſwearing and ſubſcribing, to be entred upon Record in the ſaid Court, for which every Perſon and Perſons is hereby required and directed to pay the Sum of ſix Shillings current Money of *New-York* to the Judge of the ſaid Courts reſpectively, and three Shillings to the Clerk.

And

And be it further Enacted by the Authority aforesaid, That if any Person or Persons having so sworn and subscribed, as aforesaid, shall demand a Certificate or Certificates of his being entred upon Record in manner aforesaid, the said Court or Courts are hereby directed and required to grant the same under the Hand and Seal of the Judge of the said Court or Courts respectively, Counter-signed by the Clerk of the said Court; for which Certificate, every such Person or Persons requiring the same, shall pay, over and above the nine Shillings before-mentioned, the Sum of Three Shillings, one half to the Judge of the said Court or Courts respectively, and the other half to the Clerk thereof. Which said Certificate or Certificates shall at all times be a sufficient Proof of the person or persons being *Naturalized* by this Act, as if the Record aforesaid, were actually produced by them, or any of them.

Provided always, and it is hereby further Enacted, That in case it so happen, any of the persons now alive, of Forreign Birth, abovementioned, shall depart this Life before the term of nine Months be expired, or before the Publication of this Act, every such person so departing this Life, as aforesaid, shall notwithstanding be deemed and esteemed to have been his Majesty's *Natural* Subject, as fully as if he or she had been born within this Colony, or had taken the Oaths aforesaid, any Law, Custom or Usage to the contrary hereof in any wise notwithstanding.

An Act for the Encouraging Navigation.

BE it Enacted by the Governour, Council and General Assembly, and by the Authority of the same, That any Tavern-keeper, Ale-house-keeper or Victualer, within the City of *New-York Kings County* and *Queens County*, who shall trust or Credit any Sea-Man, Master or Commander of any Ship or Vessel, excepted belonging to any Ship or Vessel that is in, or shall hereafter come into the Road or Harbour of the City of *New-York*, for any Sum or Sums of Money exceeding the Sum of six Shillings Current Money of this Province, every such Tavern-keeper, Ale-house-keeper or Victualer shall loose every such Sum and Sums of Money, exceeding the Sum of six Shillings, as aforesaid, and no Writ or Process shall lie against any Sea-man, as aforesaid, at the suit of any Tavern-keeper, Ale-house-keeper or Victualer within the said City of *New-York*, *Kings County* or *Queens County*, for any greater Sum than six Shillings, as aforesaid.

And be it Enacted by the Authority aforesaid, That every Tavern-keeper, Ale-house-keeper or Victualer within the City of *New-York*, *Kings County* or *Queens County*, who shall trust or give Credit to any Sea-man, that is out of service, for any greater Sum than twelve Pence

per

per Day, ſo long as he ſhall be out of ſervice, ſhall likewiſe looſe the ſame, and no Writ or Proceſs ſhall lie againſt any Sea-man at the Suit of any Tavern-keeper, Ale-houſe-keeper or Victualer, within the City of *New-York*, *Kings* or *Queens County*, for any greater Sum, than the Proportion of *Twelve Pence per Day*, during the time that ſuch Sea-man ſhall be out of Service, except Maſters, Commanders of Ships or Veſſels, as aforeſaid.

And be it further Enacted by the Authority aforeſaid, That in caſe it ſhall ſo happen, that any Perſon or Perſons (to defeat the intent of this Act) ſhall take any Bond, Bill or Specialty whatſoever, from any Sea-man in truſt, for (except as before excepted) or to the uſe of any Tavern-keeper, Ale-houſe-keeper or Victualer, for any Sum or Sums of Money exceeding the Sum of Six Shillings aforeſaid, all and every ſuch Bonds, Bills or Specialties ſhall be altogether void, null and of none effect, any Cuſtom, Uſage or Law to the contrary hereof in any wiſe notwithſtanding. And any Perſon or Perſons taking any ſuch Bonds, Bills or other Specialties, ſhall and may by the Judges or Juſtices of any of his Majeſties Courts of Juſtice, be examined on his, her or their Corporal Oaths, of and concerning ſuch Bonds, Bills or other Specialties, and ſhall declare upon the Oath aforeſaid, how and in what manner the Sum or Sums of Money mentioned in ſuch Bonds, Bills, or other Specialties, became due unto the Perſons claiming the ſame; and if the party examined ſhall refuſe to Diſcover the ſame, Judgment ſhall be given as if ſuch Bonds, Bills, or other Specialties, had been taken contrary to the true intent and meaning of this Act.

And be it further Enacted by the Authority aforeſaid, That no Tavern-keeper, Ale-houſe-keeper, or Victualer within the City of *New-York* ſhall entertain or keep in his Houſe any Sea-man, except as before excepted, in actual Service on board of any Ship or Veſſel in the Port of *New-York* after the hours of Ten at Night, under the Forfeiture of Twenty Shillings, to be recovered before any of his Majeſty's Juſtices of the Peace, One half to be applyed to the Uſe of the Poor in the ſaid City, and the other half to the Informer that ſhall ſue for the ſame. This Act to remain in Force for three Years from the Publication hereof, and no longer.

This Act is Revived and Continued till the year 1728. *by an Act paſſed in the* 9*th year of his preſent Majeſty*, K. George.

The following Acts were alſo paſsed at the ſame time, viz.

An Act for a Supply to be granted to his Majeſty for Supporting his Government in the Province of *New-York*, and for ſtriking Bills of Credit for that purpoſe.

An Act for Reviving an Act, entituled, An Act for the better ſettling the Militia of this Province.

An Act for Preſerving of Oyſters.

An Act for Deſtroying Wolves and Foxes in the County of *Weſt-Cheſter*.

FOR the better Encouragement of Deſtroying Wolves and Foxes in the ſaid County than is aſſigned in an Act, Entituled, *An Act for the deſtroying of Wolves within this Colony*, made in the firſt Year of the Reign of our late Sovereign Queen *Anne* of Glorious Memory, *Be it Enacted therefore by His Excellency the Governour Council and General Aſſembly and by the Authority of the ſame*, That from and after the Publication hereof, any Chriſtian or Slave who ſhall Deſtroy or Kill a Wolf or Wolfs, their Whelp or Whelps within the ſaid County of *Weſt-Cheſter*, ſhall be paid for each Wolf ſo killed, the Sum of Two Pounds, current Money of this Colony, and for every Wolfs Whelp, the Sum of Twenty Shillings like Money, and Three Shillings for every Fox, and Eighteen Pence for every young Fox, to be raiſed, collected and paid in ſuch manner, and under ſuch Reſtrictions and Regulations as are mentioned and expreſſed in the ſaid Act.

And be it further Enacted by the Authority aforeſaid, That any Indian who ſhall Deſtroy a grown Wolf in the ſaid County, ſhall be paid *Twenty Shillings*, and for every Wolfs Whelp *Ten Shillings*, for every grown Fox *Eighteen pence*, and *Nine pence* for every young Fox.

An Act for preſerving Deer in the County of *Ulſter*, and Reviving an Act, entituled, *An Act for the Preſervation of Deer*.

BE it *Enacted by the Governour, Council and Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That any Perſon or Perſons within the County of *Ulſter*, *Chriſtian* or *Indian*, Free-man or Slave, that ſhall kill or Deſtroy a Buck, Doe or Fawn, or any Sort of Deer at any time of the Year, except only between the firſt Day of *Auguſt*, and the firſt Day of *January*, ſhall be liable to the Pains, Penalties, Forfeitures and Regulations, mentioned and expreſſed in an Act, entituled, *An Act for the preſervation of Deer*, made in the Fourth Year of the Reign of our Sovereign Lady Queen *Anne* (of Glorious Memory) expired by its own Limitation, which Act ſhall be, and is hereby Enacted by the Authority aforeſaid, to be in Force from the Publication hereof, for and Until the firſt Day of *July*, which ſhall be in the Year of our Lord Seventeen Hundred and Thirty.

An

An Act for Reviving an Act, entituled, *An Act for the Encouragement of Whaling.*

BE it *Enacted by the Governour, Council and Assembly, and by the Authority of the same*, That one Act of General Assembly, entituled, *An Act for the Encouragement of Whaling*, made in the Seventh Year of the Reign of her late Majesty Queen *Anne* (of Glorious Memory) expired by its own Limitation, shall be, and is hereby Enacted by the Authority aforesaid, to be of Force from the Publication hereof, for and until the First Day of *November*, which shall be in the Year of our Lord One Thousand Seven Hundred and Twenty, and no Longer.

An Act to prevent the Selling and giving of Rum or other Strong Liquors to the Indians.

WHereas it hath been found by Experience, that the Use of Rum and other Strong Liquors, by the *Indians* of the County of *Albany*, has not only been destructive to their Bodys, but their Minds are thereby so deprived of the right Use of their Natural Understanding and Reason, that they become Ungovernable, and are led into the practices of all Sort of Vice and Immorality; For prevention whereof for the future, *Be it Enacted by the Governour the Council and General Assembly, and by Authority of the same*, That if any Person or Persons whatsoever within the City and County of *Albany*, shall from and after the Publication hereof, give, sell or otherwise Dispose of any Rum, Brandy or Spirits, Wine, or any other strong Liquor whatsoever, to any Indian or Indians within the said City and County of *Albany*, such Person or Persons, so as aforesaid giving, Selling or otherwise disposing of any Rum, Brandy, Wine, or any other Strong Liquor to any Indian or Indians within the said City and County of *Albany*, and being thereof Convicted by the Oath of any one *Christian*, or the Affirmation of one *Indian*, before the Mayor or Recorder of the said City of *Albany*, or before any one Justice of the Peace of the said City or County aforesaid, who is hereby Impowered to Administer and take such Oaths and Affirmation, shall for every such Offence, Forfeit the Sum of Five Pounds, One half whereof to be to the Use of the said County where such Offender shall be Convicted, and the other half to the Use of the Informer, to be Levy'd by Distress and Sale of the Offenders Goods, by Warrant under the Hand and Seal of the Person or Persons before whom such Conviction was made, which Warrant such Person or Persons, as aforesaid, have likewise power to make, Seal and Grant, and where Distress cannot be made upon the Offender

Offender or Offenders in this behalf, that then it ſhall and may be lawful for the ſaid Mayor or Recorder, or any one Juſtice of the Peace, as aforeſaid, to Commit ſuch Offender or Offenders to Priſon, there to remain without Bail or Mainprize, for the ſpace of three Months from the time of ſuch Conviction, as aforeſaid.

Provided always, and it is hereby Enacted, That any Perſon or Perſons ſo affirmed againſt by ſuch *Indian* or *Indians*, who ſhall Immediately before ſuch Mayor or Recorder, or Juſtice of the Peace, as aforeſaid, make Oath upon the holy Evangeliſt, to the Contrary of ſuch Affirmation of ſuch *Indian* or *Indians*, ſuch Perſon or Perſons ſo Swearing, ſhall be Diſcharged from the Affirmation of ſuch *Indian* or *Indians*.

And becauſe the good Intent of this Act ſhall not be fruſtrated by the Secret and Clandeſtine Practices of Perſons for the ſake of private advantages, *Be it Enacted by the Authority aforeſaid*, That from and after the Publication hereof, it ſhall and may be Lawful for the ſaid Mayor or Recorder, or any One Juſtice of the Peace of the ſaid City or County aforeſaid, as often as he or they ſhall think fit, to ſend for any Perſon or Perſons whatſoever, whom they ſhall ſuſpect privately to Offend againſt the Law in this behalf made, and adminiſter to ſuch Perſon or Perſons ſo ſuſpected, an Oath upon the Holy Evangeliſts, to purge themſelves from the ſaid ſuſpicion, in the Words following,

I A. B. do Swear, That I have not, directly or indirectly, by my ſelf or any other for me, from and after Publication of an Act entituled, *An Act to prevent the Selling and giving of Rum or other ſtrong Liquors to the Indians*, Given, Sold or otherwiſe Diſpoſed of any Rum, Wine, Brandy or other ſtrong Liquors to any *Indian* or *Indians*, within the ſaid City or County aforeſaid, or to any other Perſon or Perſons whatſoever for them, or any of them, Contrary to the true Intent and meaning of this Act.

And every ſuch Perſon or Perſons ſo ſuſpected, as aforeſaid, not appearing upon Summons duly made, or appearing, either Confeſſing the aforeſaid Facts, or refuſing to take the aforeſaid Oath, ſhall forfeit the Sum of Five Pounds, Undergo the Impriſonment aforeſaid; the Forfeiture to be Levyed, Divided and Diſpos'd of in manner aforeſaid.

Provided always, That no Forfeiture or impriſonment ſhall be inflicted upon any Perſon whatſoever in this behalf, for not appearing Upon Summons duly made, until an Affidavit be made upon Oath, of the due ſervice of the ſaid Summons upon the ſaid ſuſpected Perſon or Perſons, before the ſaid Mayor or Recorder of the ſaid City, or before any one Juſtice of the Peace of the ſaid County aforeſaid, who are hereby Impowered to Adminiſter ſuch Oath to the Conſtable or Officer, who ſhall have ſerved the ſame, any thing before to the Contrary thereof in any wiſe notwithſtanding.

And be it further Enacted by the Authority aforesaid, That if any of the aforesaid Officers, or any Sheriffs or Constables of the aforesaid City and County, do neglect or refuse to Act in the putting this Act in Execution, every such Officer so neglecting or refusing to put the same in Execution, According to the true Intent and meaning of this Act, shall for every such Offence Forfeit the like Sum of Five Pounds, or undergo such Imprisonment of three Months, as aforesaid.

Second Sessions of the First Assembly, 3d of K. George, 1717.

An Act for Laying a Duty on Goods Sold by Auction, Vendue or Out-Cry.

BE it Enacted by the Governour Council and General Assembly of the Colony New-York, and by the Authority of the same, That there be given and granted to his Majesty, His Heirs and Successors, on every Hundred Ounces of Plate Value of Goods, Wares and Merchandize, of what Kind soever, that shall be sold within this Colony at publick Vendue, Auction or Out-Cry (Goods belonging to the Crown, the Excise, Houses, Lands, Ships, Vessels, Goods and Effects of deceased Persons, Goods taken in Execution, House-hold-goods, or Utencels for Husbandry, and all Horses, Neat Cattle, Hogs and Sheep, only excepted) the Sum or Quantity of Three Ounces of *Sevil, Pillar* or *Mexico Plate*, or Bills of Credit made current in this Colony, and so in Proportion for a greater or lesser Quantity, during the time and term of Two Years, from and after the Publication of this Act.

Goods excepted from paying Duty.

And be it Enacted by the Authority aforesaid, That for the better securing the payment of the Duty aforesaid, the Vendue Master, or whatsoever Person or Persons, shall expose any of the aforesaid Goods or Merchandize (except what is before Excepted) at Publick Auctions, Vendue or Out-Cry, shall at the Expiration of every Three Months, or within Fourteen Days after the said three Months, give an Exact and true Account to the Treasurer of this Colony, for the time being, upon Oath, Which Oath the Treasurer of this Colony is hereby impowered to Administer, of all Goods and other things above mentioned, by him or them Sold at Auction, Vendue or Out-Cry, chargable by this Act, and Pay, or cause to be paid to the said Treasurer for every Hundred Ounces Value Sold, as aforesaid, the Sum or Quantity of Three Ounces of Plate aforesaid, to be applyed to such Uses as the Governour, Council and General Assembly shall think fit.

Vendue-master to render an account every Three months.

And be it further Enacted by the Authority aforesaid, That every Vendue Master within this Colony, or such other Person or Persons as shall sell any of the Goods or Effects liable to pay the Duty, as aforesaid, at Publick Vendue, shall in a Book for that purpose, keep an Exact Account of all

He shall keep an account in a book of all goods sold.

his Reward

ſuch Goods and Effects as be by him or them ſold by Publick Auction, Vendue or Out-Cry, chargeable by this Act, and for his Trouble and pains for keeping the ſaid Books, rendring the accounts and paying in the Money to the Treaſurer of this Colony, ſhall retain in his Hands the Sum of Five Ounces of Plate aforeſaid, for every Hundred Ounces of Plate he or they ſhall pay into the Treaſurer of this Colony, for the time being.

Vendue Maſter to enter into Recognizance

And be it further Enacted by the Authority aforeſaid, That the Vendue Maſter or other Perſon ſelling Goods or other Effects by way of Auction, Vendue or Out-Cry, ſhall enter into Recognizance to his Majeſty, his Heirs and Succeſſors in Two Hundred Pounds, with ſufficient ſurety, to be approved of by the Speaker of the General Aſſembly for the time being, to pay the Duty impoſed by this Act. And if any Vendue Maſter within this Colony, ſhall deny or refuſe to give the Surety of him or them required by this Act, every ſuch Vendue Maſter, or other Perſon, as aforeſaid, denying or refuſing to give ſuch Suretys as aforeſaid, is hereby declared incapable of executing that Office until ſuch time as he or they ſhall give the Surety by this Act required.

How the Vendue Maſter ſhall collect & receive the ſaid Duty.

And for the better Enabling the Vendue Maſter, or whatſoever Perſon or Perſons that ſhall ſell Goods at Vendue, Auction or Out-Cry, to receive and pay in the Duties ariſing by this Act, within the reſpective time herein before limited and appointed, *Be it Enacted by the Authority aforeſaid*, That if any Perſon or Perſons, Owner or Owners of any ſuch Goods ſo ſold, as aforeſaid, and for which the Duty herein before expreſſed ſhall become due, ſhall after ſuch ſale thereof, and Demand of ſuch Duty by the ſaid Vendue Maſter, or any other Perſon or Perſons ſelling the ſame, neglect or refuſe to pay to the ſaid Vendue-Maſter, or other Perſon or Perſons, the Duty ariſing on ſaid Goods, as aforeſaid, that then it ſhall and may be Lawful for the Vendue Maſter, or other Perſon or Perſons, and he and they are hereby fully authorized and impowred on ſuch Demands and Non-payment thereof, to diſtrain the Goods and Chattles of ſuch Perſon or Perſons ſo refuſing or neglecting, as aforeſaid, and the Diſtreſs ſo taken, to keep for the ſpace of ten Days, at the Coſt and Charge of the Owner thereof, and if the Owner do not pay the ſaid Sum or Sums of Money ſo diſtrained for, within the ten Days, then the ſaid diſtreſs to be publickly ſold by the ſaid Vendue Maſter, for the payment of the ſaid Money, and the Overplus coming by the ſaid ſale (if any there be) over and above the Charges of taking and keeping and ſelling the ſaid Diſtreſs, to be immediately reſtored to the Owners thereof.

This Act is Revived and continued till the year 1726. by the 7th of K. George.

And be it further Enacted by the Authority aforeſaid, That the Act of Aſſembly made in the Firſt Year of His Majeſties Reign, entituled, *An Act for Laying a Duty on Goods Sold by Auction, Vendue or Out-Cry*, and every Clauſe and Article therein contained, is and are hereby Repealed and made void to all intents and purpoſes whatſoever.

An

An Act for Explaining and Rendring more Effectual an Act of the General Aſſembly of this Colony, entituled *An Act for preventing, ſuppreſſing and puniſhing the Conſpiracy and Inſurrection of Negroes and other Slaves*

WHereas by one Act of General Aſſembly of this Colony, entituled, *An Act for Preventing, Suppreſſing and Puniſhing the Conſpiracy and Inſurrection of Negroes, and other Slaves*, paſſed in the 11th year of her late Majeſties Reign, It is (amongſt other things) therein enacted, That any Maſter or Miſtreſs Manumitting and ſetting at Liberty any Negro, Indian or Mulatto Slave, ſhall enter into ſufficient Security unto her Majeſty, her Heirs and Succeſſors, with two Sureties, not leſs than the Sum of Two Hundred Pounds, to pay Yearly and every Year, to ſuch Negro, Indian or Mulatto Slave during their Lives, the Sum of Twenty Pounds lawful Money of this Colony. And if ſuch Negro, Indian or Mulatto Slave ſhall be made free by the Will or Teſtament of any Perſon deceaſed, That then the Executors of ſuch Perſon ſhall enter into Security as above, immediately upon proving the ſaid Will or Teſtament, Which if refuſed to be given, the ſaid Manumiſſion to be void and of none effect.

And Whereas the aforeſaid Clauſe in the ſaid Act is found by Experience to be very Inconvenient, Prejudicial, and in a manner, a Prohibition to Liberty, and will very much Diſcourage and Diſhearten ſuch Negro, Indian or Mulatto Slave from ſerving their Maſters or Miſtreſſes truely and faithfully, as they ought to do. For Remedying whereof, and for the better Explaining of the ſaid Clauſe in the ſaid Act, *Be it Enacted by his Excellency the Governour, Council and General Aſſembly of this Colony, and by the Authority of the ſame*, That if any ſuch Maſter or Miſtreſs Manumitting and ſetting at Liberty any Negro, Indian or Mulatto Slave, or any other ſufficient Perſon for and on the behalf of ſuch Negro, Indian or Mulatto Slave, ſhall and do enter into ſuch Security, as aforeſaid, at the General Seſſions of the Peace, for the City and County where ſuch Negro, Indian or Mulatto Slave ſhall live or reſide, to keep and ſave ſuch Negro, Indian or Mulatto Slave from becoming or being any Charge to the City, Town or Place where he, ſhe or they do live, the ſaid Negro, Indian or Mulatto Slave ſhall be free, according to ſuch Manumiſſion of ſuch Maſter or Miſtreſs ſo Manumitting and ſetting at Liberty ſuch Slave or Slaves; And if any ſuch Negro, Indian or Mulatto Slave ſince the making of the ſaid recited Act, ſhall have been made free, or hereafter ſhall be made free by the Will or Teſtament of any Perſon Deceaſed, That then if any Executor or Executors of any Perſon or Perſons deceaſed, or on their neglect or refuſal any other ſufficient perſon for and on the behalf of ſuch Negro, Indian or Mulatto Slave, ſhall and do enter into ſuch Security as aforeſaid, at the General Seſſions of the Peace for the City and County where ſuch Negro, Indian or Mulatto Slave ſhall live or reſide, to keep and ſave ſuch Negro, Indian or Mulatto Slave from becoming or being any Charge to the City,

Town

Town or Place where he, ſhe or they do live, the ſaid *Negro*, Indian or Mulatto Slave ſhall be free, according to the true intent and meaning of the Will or Teſtament of any Perſon or Perſons Deceaſed, the ſaid before recited Act of Aſſembly, or any Law, Uſage or Cuſtom to the contrary in any wiſe notwithſtanding.

An Act to encourage the Deſtroying Foxes and Wild Cats in *Kings County*, *Queens County* and County of *Suffolk*.

BE it *Enacted by the Governour, Council and General Aſſembly, and by the Authority of the ſame*, That from and after the Publication hereof, any Perſon or Perſons whatſoever who ſhall deſtroy any Wild Cat or Wild Cats, their Cacling or Cacklings, any Fox or Foxes, their Puppy or Puppies in the County of *Suffolk*, *Queens County* and *Kings County*, ſhall receive as a Reward for each Wild Cat *Nine Shillings*, and for each of their Catlings *Four Shillings*; For every Fox *Five Shillings* and *Six Pence*, and for each of their Puppies *Two Shillings* and *Three Pence*. And for the effectual paying of the ſaid rewards, *Be it Enacted by the Authority aforeſaid*, That the ſame Methods and Rules, Penalties and Forfeitures ſhall be uſed in all reſpects as are expreſſed and contained in one Act of General Aſſembly made in the firſt Year of the Reign of our late Sovereign Lady Queen *Anne*, of Glorious Memory, entituled, *An Act for Deſtroying of Wolves in this Colony*.

An Act for annexing that part of the *Mannor of Livingſton*, which now lies in *Dutches County*, unto the County of *Albany*.

WHereas the *Mannor of Livingſton*, being Scituate on the Eaſt Side of *Hudſons River*, in this Colony, is part thereof in *Dutches County*, which Renders the Adminiſtration of Juſtice ſome times Difficult.

Be it Enacted by the Governour, Council and General Aſſembly, and by the Authority of the ſame, That from and after the Publication of this Act, that the Mannor of *Livinſton* ſhall be, and forever remain and be annexed to the County of *Albany*, and be accounted as part, parcel and Member thereof; which Bounds of the ſaid Mannor ſhall end and Terminate the County of *Albany*, on the Eaſt-ſide of *Hudſons River*, as the *Sawyers Creek* doth Terminate the ſame on the Weſt-ſide thereof, lying oppoſite the one to the other, always reſerving to the Proprietor of the ſaid Mannor, his Heirs and Aſſigns all ſuch Franchiſes, Priviledges and Immunities, which have from time to time been granted to him, his Heirs and Aſſigns, from his preſent Majeſty King George, and his Royal Predeceſſors, Kings and Queens of *England*.

Be

Be it further Enacted by the Authority aforeſaid, That for the better Defraying the Common and neceſſary Charge of the ſaid *Mannor of Livingſton*, that it ſhall and may be Lawful for the Inhabitants of the *Mannor of Livingſton* to elect and chuſe, Yearly and every Year, one Superviſor, one Treaſurer, one Aſſeſſor and one Collector for the ſaid Mannor, who ſhall have the ſame Power, Authority, Office and Function, and do, perform, execute and ſerve, and be liable to the ſame Pains and Penalties as the Supervizors, Treaſurers, Aſſeſſors and Collectors of the ſeveral and reſpective Counties within the Colony have, ought, or are intended to have, do, perform, and be liable to by one certain Act of General Aſſembly, paſſed in the Year of Our Lord One Thouſand Seven Hundred and Three, entituled, *An Act for the better Explaining, and more Effectual puting in Execution an Act made in the Third Year of the late King* William *and Queen* Mary, *of Glorious Memory, Entituled, An Act for Defraying the Publick and Neceſſary Charge through-out this Province, and for Maintaining the Poor and preventing Vagabonds.*

A Supeeviſor Aſſeſſor and Collector to be choſen yearly.

And be it further Enacted by the Authority aforeſaid, That the Wages and Charges of their Repreſentative or Deputy in General Aſſembly, ſhall be equal with any Mannor, City, Burrough or County in this Province, and the Inhabitants of the ſame Mannour ſhall only be Liable to defray the Wages and Charge of their own Repreſentative or Deputy in General Aſſembly, and not otherwiſe, but ſhall not be excuſed from any other publick County Charge.

The Repreſentatives Wages & by ſhhom to be paid.

Provided always, and it is hereby further Enacted, That this Act nor any part thereof, ſhall be conſtrued to extend to exempt that part of the *Mannor of Livingſton*, formerly in the County of *Dutches*, from paying and diſcharging all Taxes and Arrears of Publick Taxes and Dues, due, laid or payable before the Publication of this Act, and ſhall be levied, in caſe of Refuſal of Payment, in the ſame method and manner as uſual, and as though this Act had never been made, any thing herein to the contrary hereof in any wiſe notwithſtanding.

An Act for Paying and Diſcharging ſeveral Debts due from this Colony to the Perſons therein named, and for Raiſing and Putting into the hands of the Treaſurer of this Colony ſeveral Quantities of Plate, to be apply'd to the Publick and neceſſary Uſes of this Colony; and to make Bills of Credit to the Value of Forty One Thouſant Five hundred and Seventeen Ounces and an half of Plate, for that purpoſe.

WHereas by one Act of the General Aſſembly of this Province, made in the thirteenth Year of the Reign of her late Majeſty Queen *Anne*, of Immortal Memory, Entituled, *An Act for the paying and diſcharging the ſeveral Debts and Sums of Money claimed as Debts of this Colony, to the ſeveral Perſons therein named; and to make and Enforce the Currency of Bills of Credit to the value of Twenty Seven Thouſand Six hundred and Eighty Pounds for that purpoſe; Alſo*

to make void all Claims and Demands made or Pretended to be due from this Colony before the firſt Day of June, 1714. &c. It was amongſt other things Enacted, That all Perſons whatſoever, except ſuch as were appointed to be paid by that Act, ſhould forever be precluded and and debarr'd from pretending or making any Claim for the payment for any Service or Services, Goods, Wares, Merchandizes or Effects done abroad or expended by them, or any of them, their or either of their Predeceſſors, Conſtituents or Employers, or by any Perſon or Perſons whatſoever, for the uſe of this Colony, at any time before the ſaid firſt day of *June*, 1714. And wereas it is manifeſt that ſeveral Services have been done for the Government of this Colony, and ſeveral Goods, Wares and Merchandizes advanc'd for the Publick and neceſſary uſes of the ſame, for all which, nevertheleſs, no Reward or Payment was at that time claimed or demanded, which was occaſioned either by the Remoteneſs of the Habitations of ſeveral of the Claimants, who were dwelling and reſiding in the Neighbouring Colonies and Plantations, or by the death of ſeveral Perſons entituled to make ſuch demands, whoſe Widows or Children were not at that time able to make the Juſtice of their Claims appear, for want of certain Books and Vouchers that have been ſince diſcover'd, and which nevertheleſs were as juſtly due from this Colony as any of the Sums pay'd by Virtue of the Act beforementioned. And wereas ſeveral Companies of Soldiers were Imploy'd in the time of his late Majeſty, our Glorious Deliverer *William* the Third, of Bleſſed Memory, by the then Government of this Colony, for the neceſſary ſervice and Defence thereof, ſome of the Superiour Officers of which Companies have been paid by the Directions and Virtue of the Act aforeſaid, but the Inferiour Officers and Private Centinels, who being for the greater Part indigent Perſons, and many of them living remote, and the Sums due to them being but ſmall, could not leave the attendance on the Proviſion for their Families, to Solicit the payment of their dues; and neither the Perſons remaining alive, who had ſerv'd in ſuch Companies, nor the Widows and Orphans of ſuch of them as were deceas'd being able, for want of the Books and Vouchers aforeſaid, ſince diſcover'd, fully and clearly to make out the Equity of their Claims, were by the then General Aſſembly of this Colony not taken any notice of, becauſe the ſaid Aſſembly were not Inform'd of the equal Reaſonableneſs and Juſtice of their ſaid Claims with other their Superiour Officers, who were directed to be paid by the aforeſaid Act.

And Whereas ſeveral of the Perſons paid by the Direction of the Act aforeſaid, have Claims for Services by them done, and Goods and Merchandizes by them advanc'd for the Publick Service of this Colony, which Claims were equally juſt with thoſe for which they were paid, but could not at that time be made appear for want of the Books and Vouchers, ſince diſcovered as aforeſaid; the payment of all which Claims has been recommended to the Repreſentatives of this Colony in General Aſſembly conven'd, by his Excellency the Governour, in his Speech to them of the fifth of *June*, One Thouſand ſeven Hundred and Sixteen.

And whereas ſeveral Perſons appointed to be paid ſeveral Sums of Money by the Act of the thirteenth of Queen *Anne* aforeſaid, did not come within the time limited by the ſaid Act, for the receiving of the ſame, which was in part occaſioned by the Remoteneſs of ſome of the ſaid Perſons Habitations from the Treaſury of this Colony, in part becauſe ſeveral of them having dyed Inteſtate, and no Perſons taking out Letters of Adminiſtration on their Goods and Chattels, the Sums they were to receive being not ſufficient to defray the Charges of ſuch Adminiſtration, in part from ſome defect in the appointing the payment of the ſaid Sums; ſo that the quantity of Seventeen hundred Ninety ſeven Ounces Eight penny Weight and Twenty Grains of Plate has been thereby left in the hands of the Treaſurer, whereof ſixteen hundred Eighty Five Ounces one penny Weight and Six Grains is hereby apply'd to the publick uſe of this Colony, in paying of the

ſaid

ſaid Treaſurer for his care and pains in paying and ſinking the Bills of Credit made current by the Act aforeſaid, for the purpoſes therein mentioned, and in which no Proviſion was made for a Reward to be given the ſaid Treaſurer; and One hundred and twelve Ounces ſeven penny weight and Fourteen Grains in paying *Cornelius Bos* and *Samuel Provoost*, by order of the General Aſſembly of this Province for publick Services; which Sums were nevertheleſs due to the ſaid Perſons, and they are left remedileſs unleſs provided for by this Act.

And whereas the Partition Lines between this Colony and the Colony of *Connecticut*, and between this Colony and the Colony of *New-Jerſey* are neceſſary to be known and aſcertain'd, in order that ſuch of the Inhabitants of this Colony whoſe Eſtates or Habitations are adjacent to and border on the ſaid Partition Lines, may peaceably, and without moleſtation, enjoy the Fruits of their Induſtry, and that the Government may not be defrauded of the Publick Taxes that may ariſe and become due from the ſaid Inhabitants, by their pretending that they do not dwell within this Colony.

And whereas there is not at this time any Money in the hands of the Treaſurer of this Colony but what is appropriated to particular uſes, and that it is requiſite for the Service of this Colony that there be ſome Sum of Money lodg'd in his hands, as well for the payment of the Sallary of *Ambroſe Philipſe* Eſq; Agent of this Colony, or the Agent of this Colony for the time being, as for the anſwering any ſudden Exigency of this Colony, that may happen, and cannot ſo ſoon otherwiſe be provided for by an Act of the General Aſſembly of this Province.

In order therefore to pay the Claims and ſeveral Demands now made, and upon ſtrict Search and Examination found to be equally due with any others that have been paid by virtue of the aforeſaid Act, and to make proper and ſufficient Proviſion for the purpoſes before mentioned, *Be it Enacted by the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That Bills of Credit to the Value of Forty One Thouſand Five Hundred and Seventeen Ounces and an half of the *Spaniſh Coyns* of *Seuil*, *Mexico* or *Pillar Plate* be Forthwith Printed and Signed, to wit,

One Thouſand Three hundred Ninety One of Ten Ounces of Plate aforeſaid.
One Thouſand of Seven Ounces and ten penny weight of Plate aforeſaid.
One Thouſand of Five Ounces of Plate, aforeſaid.
One Thouſand of Two Ounces and ten penny weight of Plate, aforeſaid.
One Thouſand of Two Ounces of Plate, aforeſaid.
One Thouſand of One Ounce and ten penny weight of Plate, aforeſaid.
One Thouſand of One Ounce and five penny weight of Plate, aforeſaid.
Two Thouſand Two Hundred of One Ounce of Plate, aforeſaid.
Three Thouſand of Fifteen penny weight of Plate, aforeſaid.
Four Thouſand of Ten penny weight of Plate, aforeſaid.
Five Thouſand Six hundred and Thirty of Five penny weight of Plate, aforeſaid.

Which Bills ſhall be Impreſt in the middle with the Arms of the City of *New-York*, and on the Top of each of them ſhall be printed the Quantity of Plate they ſhall go current for, and ſhall be in the Form following, viz.

THis Bill of - - - Ounces - - - - penny weight of Plate, due from the Colony of *New-York* to the Poſſeſſor thereof, ſhall be in Value equal to *Seuil*, *Pillar* or *Mexico Plate*, and ſhall be accepted accordingly by the Treaſurer of this Colony, for the time being, for all publick Payments, and for any Fond, at any time, in the Treaſury, Dated in *New-York* the 28th Day of *November*, 1737. By order of the Governor, Council and General Aſſembly.

Which

Which Bills ſhall be Signed and Numbred by *Robert Walter*, *Johannes Janſen*, *David Provooſt*, and *John Cruger*, Eſqrs. or any three of them; and in caſe of the Death of any of the ſaid Perſons, the ſaid Bills ſhall be ſigned and numbredby the Major part of the Perſons above mentioned then alive.

And be it Enacted by the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame, That the Bills of Credit to be made and Iſſued by virtue of this Act, ſhall be and continue current for the Term and Space of twenty two Years, that is to ſay, until the year of Our Lord Chriſt One Thouſand Seven Hundred and Thirty Nine be ended, if the Fonds ariſing by this Act for the yearly Sinking of part of the ſaid Bills do not ſooner anſwer that end, and ſhall be receiv'd and paid for ſo many Ounces or penny weights of Plate as the value of them is ſaid to be, and be of equal value to the ſame quantity of *Sevil*, *Pillar* or *Mexico Plate*, for Goods, or any other thing bought or Sold by all Perſons whatſoever reſiding in or paſſing through this Colony; and the tender of theſaid Bills for payment or diſcharging of any Debt or Debts, Bargain, Sale of Land or other things, Bonds, Mortgages, Specialtes and Contracts whatſoever, ſhall be as effectual in the Law, to all intents and purpoſes, as if the current Silver Plate, or other Bills of Credit of this Colony had been offered and tendred for the diſcharge of the ſame, or any part thereof. And any Perſon or Perſons whatſoever refuſing any the ſaid Bills of Credit, during the time they are by this Act appointed to be made current, ſhall be equally debarr'd and Subject to the ſame Penalties and Forfeitures as if the ſaid Perſon or Perſons had refus'd any the Bills of Credit made current by the Act of the thirteenth of Queen *Anne*, aforeſaid, entituled, *An Act for the paying and diſcharging the ſeveral Debts and Sums of Money claimed as Debts of this Colony*, &c. And the ſaid Penalties and Forfeitures ſhall be recovered in the ſame manner, and apply'd to the ſame uſes as is directed in and by the ſaid Act of the thirteenth of Queen *Anne*, aforeſaid.

And be it Enacted by the Authority aforeſaid, That the perſons appointed for the Signing of the ſaid Bills of Credit, ſhall take an Oath before any one Juſtice of the Peace of this Colony, for the true ſigning and delivery of all the ſaid Bills of Credit, and no more than the Number mentioned in this Act, to the Treaſurer of this Colony, according to the true intent and meaning of this Act.

And be it Enacted by the Authority aforeſaid, That *Robert Walter*, *David Provooſt*, *Johannes Janſen and John Cruger*, Eſqrs. appointed hereby to Sign the Bills of Credit made current by this Act, ſhall for ſuch their Service have Paid unto each of them, or each of their Executors or Aſſigns, by the Treaſurer aforeſaid, in Bills of Credit made curreut by this Act, the quantity of one hundred and Seventy five Ounces of Plate aforeſaid, as a Reward for their Trouble in ſigning and numbring the Bills aforeſaid.

And be it Enacted by the Authority aforeſaid, That if any Perſon or Perſons whatſoever ſhall preſume to Counterfeit any of the ſaid Bills of Credit, he, ſhe, or they being convicted thereof ſhall incur the Pains and penalties of Felony, without benefit of Clergy, and ſhall ſuffer accordingly.

And for the effectual Sinking, Cancelling and Deſtroying the Bills of Credit aforeſaid, made current by this Act, *Be it Enacted by the Governour, Council and General Aſſembly, and by the Authority of the ſame*, That there ſhall be given and granted, and there is hereby given and granted unto his Majeſty his Heirs and Succeſſors, from the firſt day of *November*, which ſhall be in the year of our Lord One Thouſand Seven hundred and thirty four, until the firſt day of *November*, which ſhall be in the year of Our Lord one thouſand Seven hundred and thirty nine, for the uſe above mentioned, an Exciſe upon all Liquors retailed throughout this Colony, under the quantity of Five Gallons (Beer and Cyder only excepted) to wit, the Eighth part of an Ounce of *Sevil*, *Pillar* or

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Mexico Plate for each Gallon ſo Retailed; and likewiſe three Quarters of an Ounce of like Plate fore every Barrel of Beer and Cyder; which ſaid five years Exciſe is to be levyed, collected and paid under tha ſame Pains, Penalties, Regulations, Reſtrictions, Conditions and Forfeitures, and in like manner and method, as is preſcribed and directed by an Act paſſed in the twelfth year of the Reign of her late Majeſty Queen *Anne*, of Immortal Memory, Entituled, *An Act for laying an Exciſe on all ſtrong Liquors Retailed in this Colony.* Exciſe on Wine, Beer & Syder.

And be it further Enacted by the authority aforeſaid, That there be levyed, raiſed, collected and paid the reſpective Duties and Cuſtoms hereafter ſpecified, which are hereby given and granted unto his Majeſty, his Heirs and Succeſsors, for the ſpace and Term of ſeventeen Years, to commence from the time of paſsing this Act, that is to ſay; For every Pipe of Wine that ſhall be imported into this Colony one Ounce and a quarter of an Ounce of Plate of the *Spaniſh Coyns* of *Sevil*, *Pillar* or *Mexico Plate*, or the value thereof in Lyon Dollars or half Dollars, or in Bills of Credit current in this Colony, and ſo in Proportion for any greater or ſmaller Quantity imported as aforeſaid. For every Gallon of Rum, Brandy, or other diſtill'd Liquors imported into this Colony, two Grains and a half of like Plate. Duty on wine, Rum, Brandy.

Which Duties ſhall be levied, collected and Paid under the ſame Pains, Penalties, Regulations, Reſtrictions, Conditions and Forfeitures, and in like manner and method as is preſcribed and directed in and by an Act paſs'd in the thirteenth Year of her late Majeſties Reign, Entituled, *An Act for levying and Paying the ſeveral Duties therein mentioned*, for the uſe of this Colony.

And be it further Enacted by the Authority aforeſaid, That the Treaſurer of this Colory, ſhall keep Accounts of the Duties hereby given on Wine, Rum, Brandy, and other Diſtill'd Liquors, ſeperate and Diſtinct from the accounts of the Duties already Granted on the ſaid Liquors by the aforeſaid Act paſſed in the Thirteenth Year of her late Majeſties Reign, entituled, *An Act for Levying and paying the ſeveral Duites therein mentioned*,

And be it further Enacted by the authority aforeſaid, That in Caſe the Exciſe given and granted in andby the aforeſaid Act of Aſſembly, paſſed in the Twelfth Year of her late Majeſties Reign, entituled, *An Act for Laying an Exciſe on all ſtrong Liquors Retailed in this Colony*, ſhall amount unto a greater Sum than will be ſufficient to ſink, Cancel and Deſtroy the Bills of Credit made Current by the aforeſaid Act of Aſſembly, entituled, *An Act for the paying and Diſchargeing the ſeveral Debts and Summs of Money claimed as Debts of this Colony, to the ſeveral Perſons therein named, and to make and Enforce the Currency of Bills of Credit to the value of Twenty Seven Thouſand Six Hundred and Eighty Pounds for that purpoſe; Alſo to make void all Claims and Demands made or pretended to be due from this Colony before the Firſt day of* June, 1714. *And to prevent this Colony from being in Debt for the future*, That then and in ſuch Caſe the ſaid Sum or Sums of Money remaining in the Hands of the Treaſurer, over and above what will be ſufficient to ſink, cancel and deſtroy the ſaid Bills, ſo as aforeſaid made Current by the aforeſaid Act of Aſſembly, ſhall be by the ſaid Treaſurer given in exchange for Bills of Credit made Current by this Act, which ſaid Bills ſhall be ſunk, cancelled and deſtroyed in like manner as is herein after Directed.

And be it Enacted by the Authority aforeſaid, That all and ſingular the Quantities of plate ariſing by virtue of this Act, by the Exciſe upon ſtrong Liquors above mentioned, and by the Duty upon Wine, Rum, Brandy, or other Diſtill'd Liquors beforementioned, ſhall be apply'd to and for the ſinking, cancelling and deſtroying the Bills of Credit aforeſaid, made current by this Act, and ſhall by the Treaſurer of this Colony, for the time being, be given in Exchange for ſuch Bills of Credit aforeſaid to any Perſon or Perſons who ſhall, during the time aforeſaid, have any the ſaid Bills of Credit in their Hands, in Order that the ſaid Bills be ſunk and deſtroy'd, as by this Act is directed.

And that the ſaid Bills of Credit may be truly, and *bona fide*, ſunk, as the Fond, ariſing by virtue of this Act, is paid unto the Treaſurer of this Colony for the time being, *Be it Enacted by the Governour, Council and General Aſſembly, and it is hereby Enacted by the authority aforeſaid*, That *Robert Walter*, *David Provooſt*, *Johannes Janſen* and *John Cruger*, Eſqrs, aforeſaid, or the Major part of them living, or that ſhall be living, ſhall twice yearly and every Year, (to wit) on the firſt Day of *March*, and on the Firſt Day of *September*, Audit the Accounts of the Money received by virtue of this Act, and ſhall within one Week thereafter, Affix Advertiſements in the moſt Publick Places of the City of *New-York*, ſetting forth what quantity of Plate has been received, and is in the Treaſurers Hands, by virtue of this Act, which Plate ſhall by the Treaſurer aforeſaid, be given in Exchange for Bills of Credit made current by this Act, to any Perſon or Perſons bringing in the ſame; and the ſaid Bills of Credit ſhall, on or before the Expiration of one Month after the time of ſuch Audit, be ſunk and deſtroy'd in preſence of *Robert Walter*, *David Provooſt*, *Johannes Janſen* and *John Cruger*, Eſqrs, aforeſaid, or the Major Part of them then alive, appointed by this Act to audit the Accounts of the ſaid Treaſurer, having firſt compared the ſaid Bills of Credit with their Counter-parts, and entred into a Book to be kept for that purpoſe, the Number and Value of each Bill of Credit ſo ſunk and deſtroy'd. But if it ſo happen that all or any Part of the Summs ariſing by virtue of this Act, ſhall be paid unto the Treaſurer of this Colony in Bills of Credit, made current by this Act, that then and in ſuch Caſe the ſaid Bills ſhall be ſunk in manner aforeſaid immediately after the ſaid Account of the Treaſurer is audited, and Publick Notice ſhall be given of the value of the Bills ſo ſunk and deſtroy'd, as alſo of the quantity of Plate in his Hands, (if any be) within the time before preſcribed.

And each of the Auditors, appointed by this Act to audit and Examine the Accounts of the ſaid Treaſurer, with Relation to the Money received by virtue of this Act, and to ſee, compare and ſink the Bills of Credit, as by this Act is directed, ſhall take the following Oath, *viz.*

I A. B. appointed to Audit and Examine the Accounts of the Treaſurer of this Colony, will truly, faithfully and impartially Examine and Audit the ſame Accounts, and compare and ſink the ſaid Bills of Credit, as directed by this Act, and will truly and faithfully do and perform according to my beſt Skill and ability, every thing directed and appointed by this preſent Act for me as Auditor to do and perform. *So help me GOD.*

And be it further Enacted by the Authority aforeſaid, That each of the Perſons before named, appointed to Audit and Examine the Accounts of the Treaſurer, as aforeſaid, ſhall for ſuch Examination and Auditing receive the Sum of Five Ounces of Plate each time of their examining and auditing ſuch Accounts, to be paid by the ſaid Treaſurer out of the Fond ariſing and accruing by virtue of this Act.

And be it further Enacted by the Authority aforeſaid, That the Treaſurer of this Colony for the time being, ſhall keep an exact account of the particular Quantities of Plate paid by virtue of and according to the directions in this Act, with Receipts and Diſcharges from the Perſon or Perſons, their Executors or Aſſigns, to whom the ſaid Quantities of Plate have been paid, to be produced by him at all times for view and Examination of the Governour, Council and General Aſſembly of this Colony, or either of them, on Penalty of making good and refunding any Sum or Sums of Money which ſhall not be ſo vouched and diſcharged, according to the true intent and meaning of this Act.

And be it Enacted by the Authority aforeſaid, That the Treaſurer of this Colony for the time being ſhall pay in the Bills of Credit, made current by this Act,

unto

unto each of the Persons hereafter named, or each of their Executors or Assigns, the several Quantities of Plate hereafter expressed, that is to say.

To the Executors or Major *Dirk Wessels* or their Assigns, the Quantity of Ten OuncesSevent een penny weight and a half of Plate aforesaid, being what remains due to him on a Warrant drawn by *Benjamin Fletcher*, Esq; once Governour of this Colony, dated the fourth day of *March* one thousand Six hundred ninety four.

To *Amie D' Lagarzie*, Junior, his Executors or Assigns, the quantity of fifteen Ounces of Plate aforesaid, in full discharge of an Account of Eight Pound and Eighteen Shillings, for Passage of Soldiers and Freight of several Stores to *Albany* in the year one thousand Seven hundred and thirteen.

To *Peter Van Woglam*, his Executors or Assigns, the quantity of twenty one Ounces twelve penny weight and a half of Plate aforesaid, in full discharge of an Account of Nine Pound and Eighteen Shillings, for Moneys advanc'd, and two Oxen delivered to the Commissioners at *Albany* in the year 1689.

To *Jan Janse Bleecker*, his Executors or Assigns, the quantity of Seventeen Ounces five penny weight of Plate aforesaid, in full discharge of an Account of Seven Pounds and Eighteen Shillings, for sundry Goods deliver'd by him in the year 1691. for the use of the Government.

To *Rutger Bleeker*, his Executors or Assigns, the quantity of Eleven Ounces twelve penny weight and a half of Plate aforesaid, in full discharge of an Account of five Pounds six Shillings and nine pence, for Lime deliver'd by *John Abeel* for the Building of a Fort at *Albany*.

To *John White*, his Executors or Assigns, the quantity of five Ounces and Seventeen penny weight and a half of plate aforesaid, for Joyners work done in his Majesties Fort at *New-York* in the Year 1698.

To *Johannes D' Lagranzie*, his Executors or Assigns, the quantity of Twenty two Ounces Ten penny weight of Plate aforesaid, in full discharge of a Claim of Twelve Pound and five Shillings, for Service done by him and *Cornelius Slingerlandt*, as Armourers in his Majesties Fort at *Schenectady*, in the Year 1694.

To *Edward Anderson*, his Executors or Assigns, the quantity of thirteen Ounces of Plate aforesaid, in full discharge of a demand of Six Pound fifteen Shillings, for Service done in Company with *John Dyer*, to saw Boards and Timber to make and mend Carriages for his Majesties Fort in *New-York*.

To *Frederick Myndertse*, his Executors or Assigns, the Quantity of One Hundred and Thirty Six Ounces Seventeen Penny wt. and a half of Plate aforesaid, in full discharge of Four Warrants drawn by *Edward* Lord *Cornbury*, two dated the Fourteenth Day of *October*, 1706. and two dated the 19 Day of *August*, 1708. for his service as Armorer in his Majesties Garrison at *Albany*.

To *Abraham Staats*, his Executors or Assigns, the quantity of twenty Seven Ounces ten Penny wt. of Plate aforesaid, in full discharge of an Account of twelve Pound thirteen Shillings and six Pence for freight of Provisions and other Stores to *Albany*, in the late happy Revolution, and also for carrying of Soldiers and Provisions in the year Seventeen Hundred.

To *Abraham Kip*, his Executors or Assigns, the quantity of thirty nine Ounces ten Penny wt. of Plate aforesaid, in full discharge of two Warrants, one whereof was drawn by *Richard* Earl of *Bellomont*, for Beer deliver'd by him to his Majesties Ship *the Fortune*, in the year Seventeen Hundred, and the other by *Edward* Lord *Cornbury* in the year Seventeen Hundred and Seven.

To *Benjamin Fancuil*, his Executors or Assigns, the quantity of ten Ounces of Plate aforesaid, in full discharge of a Warrant drawn by Capt. *John Nanfan*, Lieutenant Governour of this Colony, dated the 14 of *April*, in the Year 1702. payable to *Jonathan Brodhurst*, for Charges expended by him in setling the Excise of the City and County of *Albany*, in the Year 1700.

To

To *Peter Guelick*, his Executors or Aſſigns, the quantity of two Ounces and Seventeen Penny wt. and a half of Plate aforeſaid, for ſervice done by his Brother *Samuel Guelick*, deceaſed, at *Albany*, as a Soldier under the Command of Capt. *Higbey*, in the Year 1704.

To Peter *Quackenboſs*, his Executors or Aſſigns, the quantity of nineteen Ounces and twelve Penny weight and a half of Plate aforeſaid, in full diſcharge of nine Pounds for Freight of Stores from *New-York* to *Albany*, by Order of *Edward* Lord *Cornbury*.

To Coll. *Jacob Ruiſen*, his Executors or Aſſigns, the quantity of thirty One Ounces five Penny wt. of Plate aforeſaid, for the Arrearages of the Taxes of the County of *Ulſter*, which he over paid to Coll. *Stephen van Cortland*, one of the Commiſſioners for Executing the Office of Receiver General of this Colony, as appear'd by his Receipt.

To *Margarittia Elizabeth Codwiſe*, her Executors or Aſſigns, the quantity of Twenty Five Onces of Plate aforeſaid, in full diſcharge for ſervice done by her deceaſed Husband *John Conrat Codwiſe*, in tranſcribing and making a fair Copy, for the uſe of the General Aſſembly, of the Book of the Debts ſaid to be due from this Colony.

To *Harmanus Rutgers*, his Executors or Aſſigns, the quantity of Three Ounces two Penny wt. and a half of Plate aforeſaid, for Beer by him delivered, and other Diſburſements, per Order of Capt. *Otto van Tuyl*, for a Boats Company ſent to *Sandy Hook* in the Colonies ſervice.

To *William Bradford*, his Executors or Aſſigns, the quantity of nine Ounces and fifteen Penny wt. of Plate aforeſaid, for Books deliver'd by him for the uſe of the Publick.

To the Right Honorable *Charlotte* Lady *Lovelace*, her Executors or Aſſigns, the quantity of One Hundred and Seventy Ounces Seventeen Penny wt. and a half of Plate aforeſaid, in full diſcharge of a Warrant drawn by Coll. *Peter Schuyler*, dated the Eight Day of *May*, 1709. being for Fire-wood expended in his Majeſties Fort at *New-York*, during the Adminiſtration of *John* Lord *Lovelace*, her deceaſed Husband.

To *Johannes Janſen*, Eſq; his Executors or Aſſigns, the quantity of Fifty two Ounces ten Penny wt. of Plate aforeſaid, in full diſcharge of an Account of twenty Four Pound for his ſervice done in an Expedition againſt the *French* at *Albany*, as Capt. by Commiſſion from Coll. *Fletcher* then Governour of this Province, in the Year Sixteen Hundred ninety two.

To Capt. *Leonard Lewis*, his Executors or Aſſigns, the quantity of nine Ounces and fifteen Penny weight of Plate aforeſaid, in full diſcharge of a Demand of Seven Pound and ten Shillings for his ſervice done at *Albany* in an Expedition againſt the *French* in the *Mohaques* Country, under the Command of Capt. *John Janſen* in the Year Sixteen Hundred ninety two.

To *Conerart Borgaert*, his Executors or Aſſigns, the quantity of Twenty One Ounces Seventeen Penny wt. and a half of Plate aforeſaid, in full diſcharge of an Account of Ten Pound, for Six Weeks ſervice in an Expedition againſt the *French* in the Year Sixteen Hundred ninety two.

To *Sarah Scoute*, Widow of *John Scoute*, deceaſed, her Executors, or Aſſigns, the quantity of thirty Seven Ounces and Ten Penny wt. of Plate aforeſaid, in full diſcharge of a Demand made for her ſaid Husbands ſervice, as Gunner in the Fort of *New-York*, in the time of the late happy Revolution, in the Year Sixteen Hundred and ninety.

To *Johannes Ten Eick*, his Executors or Aſſigns, the quantity of Forty Seven Ounces ten Penny wt. of Plate aforeſaid, in full diſcharge of an Account of Thirty One Pound Thirteen Shillings and Four Pence, for the hire of his Fathers Sloop and Mens Wages, in the ſervice of this Colony, in the Year Seventeen Hundred and Five.

To

To *Shibolett Bogardus*, his Executors, or Aſſigns, the quantity of Eighty two Ounces of Plate aforeſaid, in full diſcharge of an Account of Thirty Seven Pound and ten Shillings, for hire of his Sloop, being Imploy'd to unload the Ship *Elizabeth*, Capt. *Jones* Commander, when ſaid Ship went in an Expedition againſt ſome *French* Privateers under the Command of Capt. *William Peartree*, in the Year Seventeen Hundred and Five, and the Paſſage of Fifty Soldiers from *Albany* to *New-York*.

To *Cornelis v n Slyck*, his Executors or Aſſigns, the quantity of Thirteen Ounces, and two Penny weight and a half of Plate aforeſaid, in full diſcharge of Seven Pound and Ten Shillings, for his Journey with Coll. *Peter Schuyler* to *Onnondage*, in ſervice of the Goverment.

To *Evert Janſen*, his Executors or Aſſigns, the quantity of three Ounces and Seventeen Penny weight and a half of Plate aforeſaid, for ſome ſmall Casks or Rundlets delivered to the *Indians* by Order of Coll. *Peter Schuyler*, for the ſervice of this Colony.

To *Jacobus van Schoenhoeven*, his Executors or Aſſigns, the quantity of eight Ounces and Fifteen Penny wt. of Plate aforeſaid, in full diſcharge of an Account of Four Pound, for Fire-wood deliver'd to Capt. *Higbey's* Company in the year One Thouſand Seven Hundred and Four.

To Capt. *Leonard Lewis*, and *Johannes Terboſh*, their or eit her of their Exec utors or Aſſigns, the quantity of Forty one Ounces and five penny weight of Plate aforeſaid, in full diſcharge of an Account of Nineteen Pound for ſundry Expences, ſeveral Perſons of *Dutches County* were at in entertaining Captain *Congraves* Company, and Six Mens attendance on them in their Journey to *Albany* in the Governments Service.

To *Johannes Hooghlandt*, his Executors or Aſſigns, the quantity of fifteen Ounces of Plate aforeſaid, for Sods deliver'd for the Fort of *New-York* by Order of my Lord *Cornbury*, late Governour of this Colony, in the Year 1706.

To the ſaid *Johannes Hooghlandt*, his Executors or Aſſignes, the quantity of Thirty Seven Ounces and ten Penny wt. of Plate, for his pay as a Trooper in Coll. *Dongens* expedition to *Albany*, in the year 1688. and for a Gun left in the the Fort of *New-York*, in the time of the late happy Revolution.

To *Barent Hybon*, his Executors or Aſſigns, the quantity of Seven Ounces of plate for ſervice done for the Govenment, in being an Out-ſcout at *Sandy Hook* in the Year 1690.

To *Dirk Adolph*, *John de Pew* and *Symon Breeſte*, their or either of their Executors or Aſſigns, the quantity of Four Ounces of Plate aforeſaid, for each of them, as being Scouts the ſame time at *Sandy-Hook*.

To *Jacobus van Dyck*, his Executors or Aſſigns, the quantity of thirty nine Ounces Seventeen Penny wt. and a half of Plate aforeſaid, in full diſcharge of a Warrant drawn by *Edward* Lord *Cornbury*, dated the 18 Day of *July*, 1706. for a years ſervice as Chirurgeon in his Majeſties Fort at *Schenactady*.

To *Helena Cooper*, her Executors or Aſſigns, the quantity of Fifty Ounces and Fifteen Penny wt. of Plate aforeſaid, in full diſcharge of a Warrant drawn by *Richard* Earl of *Bellomont*, dated the *27th* Day of *November*, 1700. Payable to *Nicholas Jamaine*, for ſundries delivered for the uſe of the Government.

To *Annetie Deniels*, her Executors or Aſſigns, the quantity of Eleven Ounces and Seven Penny wt. and a half of Plate aforeſaid, in full diſcharge of a Warrant drawn by *Edward* Lord *Cornbury*, dated the 10 Day of *December*, 1706. made payable to her ſelf for tending *ſick Soulders*.

To Coll. *Peter Matthews*, his Executors or Aſſigns, the quantity of Two Hundred and Sixty ſix Ounces two Penny wt. and a half of Plate aforeſaid, in full diſcharge of ſundry Warrants drawn by *Edward* Lord *Cornbury*, One dated the 17 Day of *October*, 1704. payable to *Edward Cole* for a Quarters Salary

as Meſſenger of the Council, One dated 27 Day of *November*, 1707. payable to *Eliz. Cole* for another Quarters Sallary, as Meſſenger of the Council, and three others dated the 10*th* Day of *December*, 1708. payable to *Elizabeth Cole* for 3 Years Salary of her deceaſed Husband *Edward Cole* as Meſſenger of the Council, and for dyet and Lodging of ſome *Spaniſh* Priſoners.

To *John van Loon*, his Executors or Aſſigns, the quanitiy of Eighty Five Ounces of Plate aforeſaid, in full diſcharge of an Account of Thirty Eight Pound Seventeen Shillings and ten Pence, for ſeveral Sorts of Work done by him at *Albany* for the Soldiers, and others, by Order of Coll. *Thomas Dongan*.

To *Killian van Renſlaer* and Coll. *John Schuyler*, their or either of their Executors or Aſſigns, the quantity of Thirty Ounces of Plate aforeſaid, in full diſcharge of an Account of Eighteen Pound Eleven Shillings and nine Pence, for ſeveral ſtockadoes deliver'd for the Fort at *Albany*, and for ſquaring and ſetting them up.

To *Andries Coyeman*, his Executors or Aſſigns, the quantity of Forty One Ounces and ten penny weight of Plate aforeſaid, for Proviſion to the Forces in their March to *Albany*, in the year 1690.

To *Anthony Van Schaik*, his Executors or Aſſigns, the quantity of two Ounces and ten penny weight of Plate aforeſaid, for mending of Glaſs windows in his Majeſties Garriſon at *Albany*.

To Captain *Henry Hollandt*, his Executors or Aſſigns, the quantity of one hundred and twenty five Ounces of Plate aforeſaid, for Service done for the Government.

To Capt. *John Riggs*, his Executors or Aſſigns, the quantity of Sixty two Ounces and ten penny weight of Plate aforeſaid, for Service done for the Government.

To *Caſar Sharp*, his Executors or Aſſigns, the quantity of Fifty Six Ounces five penny weight of Plate aforeſaid, for Service done by his Father *Thomas Sharp*, deceas'd, for the Government.

To *Deborah Fielding*, her Executors or Aſſigns, the quantity of thirty Seven Ounces ten penny weight of plate aforeſaid, in full diſcharge for Service perform'd by her late Husband, *Nicholas Fielding*.

To *John Harris*, his Executors or Aſſigns, the quantity of thirty two ounces fifteen penny weight of Plate aforeſaid, in full diſcharge of a Claim of nineteen Pound four Shillings, for bringing ſeveral Boat Loads of Timber for Carriages, and ſeveral Boat loads of Sods, and for ferrying Horſes from *Amboy* at *New-York*, for the uſe of this Colony.

To *Rip van Dam*, Eſq; his Executors or Aſſigns, the quantity of fifty one Ounces and ten penny weight of Plate aforeſaid, in full diſcharge of a Warrant drawn by the Lord *Cornbury*, dated the Seventeenth day of *May*, one thouſand Seven hundred and two, payable to *Hend Hanſe* and *Ryer Schermerhorne*, for preſents to the *Indians* for liberty to Cut Maſts for Ships, for his Majeſties uſe, and for other demands and Accounts, Services done, Goods and Wares advanc'd for the Service of this Colony amounting to two hundred Sixty five Pounds five Shillings and five pence half penny.

To *John Crook*, his Executors or Aſſigns, the quantity of one hundred and Twenty five Ounces of Plate aforeſaid, in full dircharge of an Account of one hundred thirty four Pounds fourteen Shillings and four pence half penny, for ſeveral Sorts of work done in his Majeſties Fort in *New-York*, from the year 1701. to 1704. and for five Warrants drawn by *Edward* Lord *Cornbury*, one dated the 6th of *January*, 1703. made payable to the ſaid *Crook*, for ſundry neceſſaries for the Garriſon of *Albany*, and four Warrants drawn by ſaid Lord *Cornbury*, payable to ſaid *Crook*, for his Sallary as Waiter and Gauger, one dated

the

the 24th of *June*, 1704. one dated the 24th day of *June* 1706. one dated the 2 th day of *September* 1706. and one dated the 29th of *September* 1708.

To *Schibolet Bogardus*, and the reſt of the Children of *Peter Bogardus* deceas'd, their or either of their Executors or Aſſigns, the quantity of eighty three Ounces fifteen penny weight of Plate aforeſaid, in full diſcharge of an Account of Sixty ſeven Pound for mending of Glaſs Windows in the Fort at *Albany*, and Sallary, as Commiſſioner for the Kings Stores at *Albany*, and for Freight of his Sloop, to be equally divided among the Children of ſaid *Peter Bogardus* deceas'd.

To *Iſaak D' Riemer*, his Executors or Aſſigns, the quantity of one hundred and thirteen Ounces fifteen penny weight of Plate aforeſaid, in full diſcharge of a Warrant indorſed to him by Captain *Nanfan*, deceaſed, dated the 8th of *January* 1701. and drawn by the ſaid *Nanfan* and made payable to himſelf.

To *Jacobus Bayard*, his Executors or Aſſigns, the quantity of Fifty ſeven Ounces and Fifteen penny weight of Plate aforeſaid, in full diſcharge of an Account of twenty Six Pound and nine Shillings for ſeveral Cask of Beer deliver'd by his Father *Balthazar Bayard* deceas'd, for the uſe of his Majeſties Garriſon at *New-York*, by Order of *Jacob Leyſter*, Eſq.

To *William Chambers*, his Executors, or Aſſigns, the quantity of fourteen Ounces and ten penny weight of Plate aforeſaid, in full diſcharge of a Demand of Six Pound twelve Shillings and Six pence, for ſeveral things by him bought and disburs'd for Captain *William Peartree*, who was ſent by this Government againſt the *French* Privateers then infeſting this Coaſt.

To Coll. *Abraham D' Peyſter*, his Executors or Aſſigns, the quantity of two hundred or Fi teen Ounces two Penny wt. and a half of Plate aforeſaid, in full diſcharge of two Warrants, the one dated the 28th Day of *April*, 1701. for twenty Eight Pound Twelve Shillings, drawn by his Majeſties Council in the abſence of the Lieut. Governour *John Nanfan*, and payable for Money laid out by *Ryer Schermerhoorn* and *John Latham*, Ship-Carpenter, to look for Maſts for the Royal Navy, and the other dated the 26 Day of *January*, 1701, for ſixty nine Pound Fifteen Shillings and Eight Pence, drawn by *John Nanſan*, Lieut. Governour, payable to ſaid Coll. *Abraham d' Peyſter*, for Beef, Pork and Peaſe found and Provided by *Johan. van Cortland*, for his Majeſties Ship *Fortune*, ſent to *England* with Ship-Timber.

To *Anthony Liſpinard*, his Executors or Aſſigns, the quantity of nineteen Ounces and twelve Penny wt. and a half of Plate aforeſaid, in full diſcharge of an Account of nine Pound, for fetching three Sloop Load of Stockadoes for his Majeſties Fort at *New-York*.

To *Daniel Toy*, his Executors or Aſſigns, the quantity of thirty Seven Ounces and ten Penny wt. of Plate aforeſaid, in full diſcharge of a demand of fifty nine Pound thirteen Shillings and nine Pence, for Cartouch Boxes, and ſundries deliver'd by him, and three Journeys to the *Highlands* for the ſervice of the Government.

To *Katharina Cooker*, her Executors or Aſſigns, the quantity of Sixty two Ounces and a half of Plate aforeſaid, in full diſcharge of a demand of two Hundred and ten Pound two Shillings and Four Pence half Penny, for ſundry ſervices done by *Thomas Cooker*, her deceaſed Husband, from the year 1686. to the year 1698. for this Government.

To *Magdalena Feurt*, her Executors or Aſſigns, the quantity of thirty two Ounces and five Penny weight of Plate aforeſaid, in full diſcharge of three Warrants drawn by *Edward* Lord *Cornbury*, One whereof is dated the 8th of *January*, 1707. for Fourteen Pounds payble to *Barth. Feurt*, &c. for ſundries advanced for the uſe of the Government, the 2*d* dated the 5 of *April*, 1705. payable to Mr. *Perret*, &c. for twenty Pound for houſe Rent, and the third dated the thirteenth Day of *October*, 1705. payable to *Robert Crannel*, &c. for Seven Pound and ten Shillings for his ſervice as Cockſwaine of the Governours Barge. To

To *Jane Tothil*, her Executors or Aſſigns, the quantity of Sixteen Ounces and a half of Plate aforeſaid, in full diſcharge of two Warrants drawn by *Edward* Lord *Cornbury*, one dated the 6th of *January*, 1703, payable to *Jeremiah Tothil*, deceas'd, for Sundries delivered by him for the uſe of this Colony, and the other dated the third of *Auguſt*, 1703. payable to *Hillegond Decay*, deceas'd, for Bread and Bisket deliver'd for the uſe of this Government, when the ſaid Lord *Cornbury* made a Voyage to *Albany*, to viſit the Five Nations of *Indians*.

To *Omie D' Lagranzie*, Senior, his Executors or Aſſigns, the quantity of thirty Ounces of Plate aforeſaid, in full diſcharge of a Claim of Twenty Six Pound five Shillings and nine pence, for freight due to him from this Government in the year 1690. till the year 1695.

To *Johannes Beekman*, his Executors or Aſſigns, the quantity of thirty Seven Ounces fifteen penny wt. of Plate aforeſaid, in full diſcharge of an Account of Sixty Pound and ten Shillings for his Service and Company for Riding the Patrol upon the Fronteers at *Albany*, in the Expedition againſt *Canada*, in the year 1709.

To *Jacob Dingman*, his Executors or Aſſigns, the quantity of Seven Ounces and a half of Plate aforeſaid, in ull diſcharge of a demand of ſix Pound for his being wounded in the Service in the late Expedition againſt *Canada*.

To *William Bradford*, his Executor or Aſſigns, the quantity of one hundred Ounces and two penny weight and a half of Plate aforeſaid, in full diſcharge of Three Warrants drawn by *Edward* Lord *Cornbury*, one dated the firſt of *April*, 1703. payable to *Robert Walter* or Order, for Fire-wood for the Fort of *New-York*, and two Warrants dated the 17 day of *February*, 1703. payable to *John Bradock*, &c. for the hire of his Sloop for two Voyages to ſuppreſs Illegal Trade, and for Sundry other Goods and Books deliver'd for the uſe of the Government, amounting to the Sum of Seventy five Pound four Shillings and ten pence.

To *Harmanus van Slyck*, his Executors or Aſſigns, the quantity of Twenty two Ounces and a half of Plate aforeſaid, in full diſcharge of an Account of Eighteen Pound and three Shillings, for five Days Wages in Company with ſeveral others in the ſervice of the Government, and his loſs of time and Expences when wounded in ſaid ſervice.

To *Stephen D' Lancey* his Executors or Aſſigns, the quantity of thirty four Ounces two Penny weight and a half of Plate aforeſaid, in full diſcharge of a Warrant Aſſigned him by *Frederick Mindertſe*, Armorer at Fort *Albany*, drawn by *Edward* Lord *Cornbury*, the 19*th* of *October*, 1703. being for a years Sallary of the ſaid *Myndertſe*.

To *Jellis van Vorſt*, his Executors or Aſſigns, the quantity of fifteen Ounces and fifteen Penny weight of Plate aforeſaid, in full diſcharge of a Claim of Seven Pound and four Shillings for carrying ſeveral Indian Sachims from *Schenectady* to *Albany*, during the Adminiſtration of the Lord *Bellomont* and the Lord *Cornbury*.

To Capt. *Arent Schuyler*, his Executors or Aſſigns, the qunatity of One Hundred and Seventy Five Ounces of Plate aforeſaid, for ſix Barrels of Powder delivered for his Majeſties Fort at *Albany*, in the time of the late happy Revolution, and for the diſcharge of his Account amounting to One Hundred and Twenty five Pounds for ſervices done for the Government.

To *Gerrit Simonſe*, *Gerrit Verbrakel*, *Cornelis Polttman* and *John Danielſe*, their or either of their Executors or Aſſigns, the quantity of ſixty nine Ounces and fifteen Penny weight of Plate aforeſaid, for their Service in an Expedition againſt the *French* of *Canada*, in the year 1690. and in full diſcharge of their Account amounting to fifty five Pound and ſixteen Shillings.

To *Thomas Parmiter*, his Executors or Aſſigns, the quantity of Seventy five Ounces of Plate aforeſaid, in full diſcharge of an account of Seventy ſix Pound and ſixteen Shillings for ſundry ſervices done for this Colony, during the Adminiſtration of the Lord *Bellomont*.

To

To Capt. *Lancaſter Syms*, his Execcutors or Aſsigns, the quantity of fifty Four Ounces twelve Penny weight and a half of Plate aforeſaid, in full diſcharge of a Warrant drawn by the Lord *Cornbury*, dated the firſt of *July*, 1708, payable to himſelf for Salary, and Aſsign'd to the aforeſaid *Syms*.

To *Juſtice Boſh* his Executors or Aſsigns, the quantity of thirty Ounces Seventeen Penny weight and a half of Plate aforeſaid, in full diſcharge of a Claim of Twenty Four Pound and fifteen Shillings, for the hire of his Sloop, which aſſiſted the unloading of Capt. *Jone's* Ship, which was taken in the Colonys ſervice in the year, 1705. in an Expedition againſt ſome *French* Privateers then infeſting this Coaſt.

To *John Theobalds*, his Executors or Aſsigns, the quantity of Fourteen Ounces twelve Penny weight and a half of Plate aforeſaid, in full diſcharge of a Warrant drawn by the Lord *Cornbury*, dated the 8*th* Day of *May*, 1704. for Seven Pounds nine Shillings payble to *Elizabeth Stokes*, for nurſing ſick Soldiers.

To *Michael* and *Bilitin Lo urier*, their or either of their Executors or Aſſigns, the quantity of Twenty One Ounces twelve Penny weight and a half of Plate aforeſaid, in full diſcharge of an Account of nine Pound and Eighteen Shillings due to their Father *Chriſtian Lourier*, deceaſed, for the Paſſage of ſeveral Officers and Soldiers to *Albany*.

To *Johannes Bleeker*, his Executors or Aſſigns, the quantity of Eighteen Ounces Fifteen Penny weight of Plate aforeſaid, in full diſcharge of a Claim of Fifteen Pound for his Service, as Interpreter to the Commiſſioners of the Indian Affairs at *Albany*.

To *Frans Weſſels* his Executors or Aſſigns, the quantity of Seventy Five Ounces of Plate aforeſaid, for ſundry Services done for this Colony.

To Coll. *Thomas Wallet* his Executors or Aſſigns, the quantity of Three Hundred ninety One Ounces two and a half Penny weight of Plate aforeſaid, for ſundry Goods and Proviſions for the uſe of the Soldiers under the Command of *Jacob Leiſler*, Eſq;

To *Richard Chapman* his Executors or Aſſigns, the quantity of Fourteen Ounces Seventeen Penny weight and a half of Plate aforeſaid, in full diſcharge of an Account of ſix Pound ſixteen Shillings and Three Pence for Carpenters Work done in his Majeſties Fort at *New-York*.

To *Naning Harminſe* his Executors or Aſſigns, the quantity of thirteen Ounces two Penny weight and a half of Plate aforeſaid, in full diſcharge of a Warrant drawn by the Lord *Cornbury*, dated the twenty ſeventh of *February*, in the the year 1707. payable to ſaid *Harminſe* for making Conveniences for the Govenour in his Sloop for his Voyage to *Albany*, in the year 1704.

To *Robert Livingſton*, Eſq; his Executors or Aſſigns, the quantity of three thouſand Seven hundred and ten Ounces of Plate aforeſaid, for the full diſcharge of Sixteen hundred and ninety Six Pounds, claim'd for Arrearages of Victualling the Forces in Coll. *Dongans* Expedition to *Albany*, in the year 1687 and 8. and other incidentals advanc'd by him, and for his Voyage to *Onnondago*, by order of the late Lord *Bellomont*, Governour of this Colony in the year 1700.

To *Robert Crannel*, his Executors or Aſſigns, the quantity of Seventy five Ounces of Plate aforeſaid, in full diſcharge for executing the Office of Serjeant at Arms to the General Aſſembly of the Colony of *New-York*.

To *Jonathan Whitehead*, his Executors or Aſſigns, the quantity of twelve Ounces ten penny weight of Plate aforeſaid, for victualling the Soldiers that march'd from the Eaſt End of *Long Iſland*, to go to *Albany* in Coll. *Dongans* Expedition to *Albany*, in the year 1688.

To Coll. *Richard Ingoldesby*, his Executors or Aſſigns, the quanitiy of Seven hundred and fifty Ounces o Plate atoreſaid, in full diſcharge of his Services as Lieutenant Governour of this Colony.

To *Anna D' Peyſter*, her Executors or Aſſigns, the quantity of Twenty one Ounces ſeventeen penny weight and a half of Plate aforeſaid, in full diſcharge of a Warrant drawn by the Lord *Cornbury*, dated the 29*th* of *June*, 1702. payable to *John D' Peyſter*, for a quarters Sallary, as Surveyor of the Cuſtoms, and in full diſcharge of all other Warrants.

To Coll. *James Weemes*, his Executors or Aſſigns, the quantity of thirty Seven Ounces and ten penny weight of Plate aforeſaid, for Candles deliver'd for the Garriſon at *Albany*, in the year 1709.

To *Jennit Merrit*, her Executors or Aſſigns, the quantity of two hundred Seventy nine Ounces two penny weight and a half of Plate aforeſaid, in full diſcharge of an Account for Services done by her deceas'd Father *George Lockbert*, in an Expedition to *Albany*, and alſo for the pay of two Men allow'd him, the whole amounting to two hundred thirteen Pound four Shillings and two pence.

To *Wyburgh van Borſum* and *Anna Phenix*, their or either of their Executors or Aſſigns, the quantity of ſixteen Ounces ſeventeen penny weight and a half of Plate aforeſaid, for Service perform'd by *Harmanus van Borſum* and *Jacob Phenix*, their deceas'd husbands, who were Partners in a Sloop, and carried up Soldiers to *Albany*.

To *Johannes Janſe*, Eſq; *Iſaac D' Riemer* and *Garret Viele*, their or either of their Executors or Aſsigns, the quantity of Eighty two Ounces ten penny weight of Plate aforeſaid, for bringing two thouſand eight hundred Pound of Powder from *Philadelphia*, to his Majeſties Fort of *New-York*, in the time of the late happy Revolution.

To *Elizabeth Jordan*, her Executor or Aſsigns, for the uſe of the heir of *Thomas Penniſton*, deceas'd, the quantity of Fifty Ounces of Plate aforeſaid, for Sloop hire and Service done by Capt. *Penniſton*, in an Expedition againſt ſome *French* Privateers, by Order of this Government.

To *Abraham Wendel*, his Executors or Aſſigns, the quantity of twenty one Ounces Five penny weight of Plate aforeſaid, in full diſcharge of a Warrant drawn by Capt. *Nanfan*, dated the 26 Day of *January*, 1701. Payable to *John Schuyler* for ſundry Neceſſaries provided by him for the Meſſengers ſent to the *Onnondage Indians* by Order of the Lord *Bellomont*.

To *Cornelius van der Hoeven*, his Executors or Aſſigns, the quantity of twenty two Ounces two penny weight and a half of Plate in full diſcharge of a Claim of eighty four Pound fourteen Shillings and ſix pence, for materials taken from his Father for the uſe of this Colony, and alſo in full diſcharge of a Warrant drawn by the Lord *Cornbury*, payable to Coll. *Schuyler*, by him endorſed to the ſaid *Vanderhoeven*.

To *David Provooſt*, Eſq; his Executors or Aſſigns, for his ſervice as Commiſſioner appointed by the General Aſſembly to receive the Claims of the Government, the quantity of One Hundred Eighty Seven Ounces ten Penny weight of Plate aforeſaid.

To *Jacob Kip*, Eſq; his Executors or Aſsigns, for his ſervice as Commiſsioner appointed by the General Aſſembly to receive the Claims of the Goverment, the quantity of One Hundred Eighty Seven Ounces ten Penny weight of Plate aforeſaid.

To *May Bickley*, his Executors or Aſſigns, the quantity of One Hundred ſixty five Ounces of Plate aforeſaid, in full diſcharge of his Claim for his Services in Proſecuting twenty two Negros convictedof Murder.

To *William Sharpaſs*, his Executors or Aſſigns, the quantity of ſixty Ounces two penny weight and a half of Plate, in full diſcharge of a Claim of Twenty Seven Pound and ten Shillings for his ſervice and Trouble in the Tryal of ſeveral Negro Slaves, in *April*, One Thouſand Seven Hundred and Twelve.

To *Johannes Johnſe*, Eſq; his Executors or Aſſigns, the quantity of Eleven

Ounces

Ounces and Five Penny weight of Plate aforeſaid, for his Expences in Proclaiming King *William* and Queen *Mary*, of Bleſſed Memory.

To *Samuell Provooſt*, his Executors or Aſsigns, for the account of Capt. *Partridge*, the quantity of thirty two Ounces twelve Penny weight and a half of Plate aforeſaid, in full Diſcharge for his Majeſty King *George* his Picture.

To *Lucriſia Hegeman*, her Executors or Aſſigns, the quantity of ſixty two Ounces ten penny weight of Plate aforeſaid, for the ſervices perform'd by her deceaſed Htsband *Denas Hegeman*, for this Colony.

To *Henry Wileman*, his Executors or Aſſigns, the quantity of twenty two Ounces ten Penny weight of Plate aforeſaid, for his ſervices as Coroner for the City and County of *New-York*, in the Year 1712. in taking nine Inquiſitions on ſeveral Perſons that were murder'd by the Negroes, in the time of their Conſpiracy in *New-York*.

To his Excellency *Robert Hunter*, Eſq; Governour of this Colony, his Executors or Aſsigns, the quantity of two Thouſand five Hundred twenty five Ounces Seven Penny weight and a half of Plate aforeſaid, for Incidents and ſundry Extraordinary diſburſements for the Publick ſervice of this Colony, for which no Proviſion has been made.

To *Martha Mompeſſon*, her Executors or Aſſigns, the quantity of three Hundred and Seventy Five Ounces aforeſaid, for the ſervices perform'd by her deceaſed Husband for this Government.

To the Gentlemen of his Majeſties Council for their extraordinary Services, Expences and Trouble in the Publick affairs of this Colony, the quantity of Plate following, *viz.*

To Coll. *Peter Schuyler*, Eſq; his Executors or Aſſigns, the quantity of two hundred & Fifty Ounces of Plate aforeſaid, in full diſcharge of all Claims and Demands whatſoever.

To Coll. *Abraham D' Peyſter*, Eſq; his Executors or Aſſigns, the quantity of two Hundred and Fifty Ounces of Plate aforeſaid.

To Capt. *Robert Walter*, Eſq; his Executors or Aſſigns, the quantity of two Hundred and Fifty Ounces of Plate aforeſaid.

To Coll. *Gerardus Beekman*, Eſq; his Executors or Aſſigns, the quantity of two Hundred and Fifty Ounces of Plate aforeſaid.

To *Rip van Dam*, Eſq; his Executors or Aſſigns, the quantity of two Hundred and Fifty Ounces of Plate aforeſaid.

To *John Barberie*, Eſq; his Executors or Aſſigns, the quantity of two Hundred and Fifty Ounces of Plate aforeſaid.

To *Adolph Phillipſe*, Eſq; his Executors or Aſſigns, the quantity of two Hundred and Fifty Ounces of Plate aforeſaid.

To *Thomas Byerly*, Eſq; his Executors or Aſſigns, the quantity of two Hundred and Fifty Ounces of Plate aforeſaid.

To *George Clarke*, Eſq; his Executors or Aſſigns, the quantity of two Hundred and Fifty Ounces of Plate aforeſaid.

To *John Johnſton*, Eſq; his Executors or Aſſigns, the quantity of two Hundred and Fifty Ounces of Plate aforeſaid.

To *Gabriel Ludlow*, his Executors or Aſſigns, the quantity of One Hundred and Fifty Ounces of Plate aforeſaid, for his ſervices as Clerk of the General Aſſembly.

To the Executors or Adminiſtrators of *Cornelis Poſt*, the quantity of one Hundred and twelve Ounces ten Penny weight of Plate aforeſaid, for his ſervices as Door-keeper of the General Aſſembly, and Fire-wood and Candles, &c. furniſh'd for the ſame.

To *Lewis Morris*, Eſq; his Executors or Aſſigns, the quantity of ſixty two Ounces ten Penny weight of Plate aforeſaid, for ſervices perform'd by him for the Publick.

To

To *John Thoorn*, his Executors or Aſſigns, the quantity of Fifteen Ounces of Plate aforeſaid, for his ſervices as a Trooper in Coll. *Dongans* Expedition to *Albany* in the year 1688.

To *Matthys Nack*, his Executors or Aſſigns, the quantity of thirteen Ounces two Penny weight and a half of Plate aforeſaid, in full diſcharge of a Claim of Fifteen Pound for his ſervice in an Expedition to *Onondago* with Major *Dirk Weſſels*, and *Robert Saunders*.

To *Cornelia Gilbert*, Widow of *John Gilbert*, deceaſed, her Executors or Aſſigns, the quannty of thirty Seven Ounces ten Penny weight of Plate aforeſaid, in full diſcharge of an Accounty of Fifty two Pound Eleven Shillings and eight Pence, for Bread deliver'd to his Majeſties Souldiers at *Albany* in the year 1680. and 1682.

To *Mary Tudor*, Widow of Capt. *John Tudor*, her Executors or Aſſigns, the quantity of thirty Seven Ounces ten Penny weight of Plate aforeſaid, in full diſcharge of an Account of three Hundred Seventy One Pound Four Shillings and two Pence Farthing.

To the Mayor and Commonalty of the City of *New-York*, the quantity of Five Hundred Ounces of Plate aforeſaid, for the Repairs of the City-Hall of ſaid City.

To the Executor of *Cornelis Willet*, or their Aſſigns, the quantity of Twenty Five Ounces of Plate aforeſaid, for his ſervice in the Expedition againſt *Canada* in the year 1709.

To *William van Ale*, his Executors or Aſſigns, the quantity of ſix Ounces ten Penny weight of Plate aforeſaid, for the Paſſage of two Commiſsioners, two Interpreters and ſix Sachims from *Albany* to *New-York*.

To *Bernardus Freeman*, his Executors or Aſſigns, the quantity of Twenty Five Ounces of Plate aforeſaid, in full diſcharge of an Account of Twenty Pound for ſervice done by *Livinus van Schaick*, for the uſe of this Colony, by Order of Governour *Dongan*.

To Coll. *Peter Schuyler*, Coll. *Killian van Renſlaer*, and the Widow of Major *Dirk Weſſels*, deceaſed, their or either of their Executors or Aſsigns, the quantity of Ninety nine Ounces Fifteen Penny weight of Plate aforeſaid, in full diſcharge of a Warrant for Five and Forty Pounds twelve Shillings granted by the Lord *Cornbury* dated the third of *November*, 1704. payable to *Peter Schuyler*, *Killian van Ranſlaer*, *Dirk Weſſels*, and *Johannes Cortland*, for Shoes to three Companies of Souldiers which were poſted at *Albany*.

To *Thomas Dyer*, his Executors or Aſſigns, the quantity of Fifty Seven Ounces Fifteen Penny weight of Plate aforeſaid, in full diſcharge of an Account amounting to Forty ſix Pound Four Shillings, for Carpenters Work in his Majeſties Fort at *New-York*. from 1704. to 1706.

To *Lewis Morris*, his Executors or Aſsigns, for his drawing ſeveral Bills and Acts of the General Aſſembly of this Colony, the quantity of One Hundred and Twenty Five Ounces of Plate aforeſaid.

To *David Provooſt*, *Johannes Janſen* and *Jacobus Kip*, Eſqrs. their or either of their Executors or Aſsigns, the quantity of Fifty five Ounces of plate to each of them, for ſervices done by them by Order of the General Aſſembly of this Colony.

To *Henry Wileman*, his Executors or Aſſigns, the quantity of One Hundred and Fifty Ounce of Plate aforeſaid.

To *Robert Livingſton*, Junior, attorney at Law, for his Services in tranſcribing and engroſsing this Act, Seven and Forty Ounces and a half of Plate aforeſaid.

To *John Haskoll*, his Executors, or Aſſigns, the quantity of Fifty Ounces of Plate aforeſaid.

And be it Enacted by the Authority aforeſaid, That the Treaſurer of this Colony, for

for the time being, ſhall pay in the Bills of Credit made current by this Act, unto the following Perſons, their Executors, Adminiſtrators or Aſſigns, being ſome of them Officers and Souldiers now alive, who ſerv'd in his Majeſties Fort at *New-York* under the Command of Capt. *Jacob Leiſler*, in the years 1689. & 1690. & ſome of them the Widows, Children, or neareſt Relation of ſuch Officers or Souldiers as Performed the ſaid ſervice, and are ſince departed this life, the ſeveral and reſpective quantities of Plate following, that is to ſay,

To *Jurian Nagel*, his Executors or Aſsigns, the quantity of Forty three Ounces Fifteen Penny weight of Plate aforeſaid.

To *Albertie Soet*, Widow of *Johannes Soet*, her Executors or Aſsigns, the quantity of Forty one Ounces ten penny weight of Plate aforeſaid.

To *Johannes Burger*, his Executors or Aſsigns, the quantity of one hundred and fifteen Ounces Seventeen penny weight and one half of Plate aforeſaid, being for the Services Perform'd in Fort and Company aforeſaid, by himſelf and his Brother *Elias Burger*, deceas'd.

To *Peter Bog* &c, his Executors or Aſſigns, the quantity of thirty Seven Ounces five penny weight of Plate aforeſaid.

To *Reynier Reyſerick*, his Executors, or Aſſigns, the quantity of Forty Ounces of Plate aforeſaid.

To *Phillip Trevis*, his Executors or Aſſigns, the quantity of twelve Ounces ten penny weight of Plate aforeſaid.

To *Johannes Tibout*, his Executors or Aſſigns, the quantity of Thirty four Ounces Seven Penny weight and a half of Plate aforeſaid.

To *Jacob Kool*, his Executors or Aſſigns, the quantity of five Ounces and Seventeen penny weight and a half of Plate aforeſaid.

To *John Cockeveer*, his Executors or Aſſigns, the quantity of fifty three Ounces and five penny weight of Plate aforeſaid.

To *Alexander Phenix*, his Executors or Aſſigns, the quantity of twenty four Ounces and five penny weight of Plate aforeſaid, for Service perform'd in Fort and Company aforeſaid, by *Iſaae La-Montagnit*.

To *Rutger Van Hoorn*, his Executors or Aſſigns, the quantity of Sixty four Ounces and fifteen penny weight of Plate aforeſaid.

To *Peter Romen*, his Executors or Aſſigns, the quantity of thirty three Ounces and five penny weight of Plate aforeſaid, for Service done in Fort and Company aforeſaid, by his Brother *Jacob Romen*, deceas'd.

To *Abraham Splinter*, his Executors or Aſſigns, the quanitiy of Forty one Ounces Seven Penny weight and a half of Plate aforeſaid.

To *Henry Van der Spiegel*, his Executors or Aſſigns, the quantity of Twenty Ounces Seventeen penny weight and a half of Plate aforeſaid, for Service perform'd in Fort and Company aforeſaid, by his Brother *Tobias*, deceas'd.

To *Katharina Barns*, her Executors or Aſſigns, the quantity of Twenty Seven Ounces ten penny weight of Plate aforeſaid, for Service done in Fort and Company aforeſaid, by *David Thomas*.

To *Frederick Shurmans*, his Executors or Aſſigns, the quantity of Fourteen Ounces Seventeen penny weight and a half of Plate aforeſaid.

To *Sarah van Arnhem*, her Executors Aſſigns, the quantity of Thirty three Ounces Seventeen penny weight and a half of Plate, for Service perform'd in Fort and Company aforeſaid, by her deceas'd husband.

To *Suſanna Wood*, and her Siſter *Anna Church-hill*, Co-heirs of their Father *William Churchhill*, deceas'd, their or either of their Executors or Aſſigns, the quantity of one hundred thirty four Ounces fifteen penny weight of Plate aforeſaid, to be equally divided between them for Service perform'd by their ſaid Father in Fort and Company aforeſaid, as a Lieutenant.

To *Sarah* and *Jamicke Peerſe*, their or either of their Executors or Aſſigns, the

quantity of Thirty one Ounces of Plate aforeſaid, to be equally divided amongſt them, and the reſt of the Children of *William Peerſe*, deceas'd, for Service perform'd by the ſaid *Peerſe* in Fort and Company aforeſaid.

To *Simon Breaſtede*, his Executors or Aſſigns, the quantity of nineteen Ounces ten penny weight of Plate aforeſaid, for Service perform'd in Fort and Company aforeſaid, by his Brother *Wouter Breaſtede*, deceas'd.

To *Mary Burger*, her Executors or Aſſigns, the quantity of Twenty nine Ounces Seven penny weight and a half of Plate aforeſaid, for Service perform'd by her husband *Peter Simham*, deceas'd.

To *Daniel de Voor*, his Executors or Aſſigns, the quantity of Twenty five Ounces Fifteen Penny weight of Plate aforeſaid.

To *Abraham Metſelaer*, his Executors or Aſsigns, the quantity of Twenty Eight Ounces of Plate aforeſaid.

To *John Painter*, his Executors or Aſſigns, the quantity of Twenty nine Ounces Twelve Penny weight and a half of Plate aforeſaid.

To *Maike van der Werf*, her Executors or Aſſigns, the quantity of Seventeen Ounces twelve Penny weight and a half of Plate aforeſaid, for Service perform'd in Fort and Company aforeſaid, by her Husband *Cornelis van der Werf*, deceaſed.

To *Engeltie Gerritſe*, her Executors or Aſſigns, the quantity of ſixteen Ounces ten Penny weight of Plate aforeſaid, for Service perform'd in Fort and Company aforeſaid, by her deceaſed Husband *Otto Gerritſe*.

To *Johannes Cock*, and *David Cock* their or either of their Executors or Aſſigns, the quantity of Forty three Ounces Five Penny weight of Plate aforeſaid, for ſervice done in Fort and Company, by their Father *Jacobus Cock*, deceaſed.

To *Ihavan Schyven*, her Executors or Aſſigns, the quantity of Twenty Two Ounces Fifteen Penny weight of Plate aforeſaid, for ſervice perform'd by her deceas'd husband in the Company aforeſaid.

To *Wilem de Graw*, his Executors or Aſſigns, the quantity of thirteen Ounces twelve Penny weight and a half of Plate aforeſaid, for ſervice perform'd in Fort and Company, by his deceaſed Father.

To *John Henry*, his Executors or Aſsigns, the quantity of Fifty Five Ounces of Plate aforeſaid.

To *Anna Jackson*, Daughter of *Hartman Weſſels*, her Executors or Aſſigns, the quantity of Fifty Ounces of Plate aforeſaid, for ſervice done by her deceaſed Father, as Surgeon of the ſaid Fort and Company.

It is alſo Enacted by the Authority aforeſaid, that the Treaſurer do pay in Bills of Credit aforeſaid, unto the following Perſons, their Executors, Adminiſtrators or Aſſigns, being ſome of them Officers and Souldiers now alive, who ſerv'd in his Majeſties Fort at *Albany*, under the Command of Capt. *Jochim Staats* in the years 1689. & 1690. and ſome of them the Widows & Children or neareſt Relation of ſuch Officers or Souldiers as performed the ſaid ſervice, and are ſince departed this life, the ſeveral and Reſpective quantities of Plate following, that is to ſay,

To *Hendrick Ate*, his Executors or Aſſigns, the quantity of Twenty nine Ounces Seven Penny weight and a half of Plate aforeſaid.

To *Noah Barton*, his Executors or Aſſigns, the quantity of Twenty three Ounces Seven Penny weight and a half of Plate aforeſaid, to be Equally divided among the Brethren of *Elias Barton*, who perform'd the ſervice in the Fort, and Company aforeſaid.

To *Edward Handcock*, his Executors or Aſſigns, the quantity of Thirty Seven Ounces ten Penny weight of Plate aforeſaid.

To *Johannes Symonſe*, his Executors or Aſſigns, the quantity of eighteen Ounces twelve penny weight and a half of Plate aforeſaid.

To *Francis Neel*, his Executors or Aſſigns, the quantity of Twenty Seven Ounces of Plate aforeſaid.

To

To *Jacob Lawrance*, his Executors or Aſſigns, the quantity of thirty Ounces twelve and a half penny weight of Plate aforeſaid.

To *Abraham Lawrance*, his Executors or Aſſigns, the quantity of Nine Ounces ſeven penny weight and an half of Plate aforeſaid.

To *John Lawrance*, his Executors or Aſſigns, the quantity of Twenty five Ounces of Plate aforeſaid.

To *Joſeph Robinſon*, his Executors or Aſſigns, the quantity of fourteen Ounces twelve penny weight and a half of Plate aforeſaid, for Service perform'd in Fort and Company aforeſaid, by his Father *Thomas Robinſon*, deceas'd, to be equally divided among the Children of the ſaid *Thomas Robinſon*, deceas'd.

To *Sarah Wright*, her Executors or Aſſigns, the quantity of Sixty two Ounces ten penny weight of Plate aforeſaid, for Service done by her husband Lieutenant *Jonathan Wright*, deceas'd, as Lieutenant of the ſaid Company.

To *Thomas Biſhop*, his Executors or Aſſigns, the quantity of ſeventeen Ounces ten penny weight of Plate aforeſaid, for Service done in Fort and Company aforeſaid, by his deceas'd Father.

To *Thomas Williams*, his Executors or Aſſigns, the quantity of thirty ſeven Ounces two penny weight and a half of Plate aforeſaid.

To *William Hogan*, his Executors or Aſſigns, the quantity of Twenty nine Ounces ſeventeen penny weight and a half of Plate aforeſaid.

To *Jacob Staats*, his Executors or Aſſigns, the quantity of fifty two Ounces ten penny weight of Plate aforeſaid, for his Service as Surgeon to the ſaid Company.

To *Thomas Noxon*, his Executors or Aſſigns, the quantity of Twenty one Ounces twelve penny weight and a half of Plate aforeſaid.

To *David Lewis*, his Executors or Aſſigns, the quantity of Forty Ounces ſeventeen penny weight aud a half of Plate aforeſaid.

To *Solomon Boogh*, his Executors or Aſſigns, the quantity of Seven Ounces twelve penny weight and a half of Plate aforeſaid.

To *Jacob Realomont*, his Executors or Aſſigns, the quantity of thirty Ounces of Plate aforeſaid, for Service done in the Fort and Company, by his Brother *Hendrik Realomont*, deceas'd.

To *Joſuah Anderſon*, his Executors or Aſſigns, the quantity of thirty two Ounces ten penny weight of Plate aforeſaid.

To *Nathaniel Bayly*, his Executors or Aſſigns, the quantity of Twenty four Ounces ſeven penny weight and a half of Plate aforeſaid, being for ſervice done in Fort and Company aforeſaid, by his Brother *Nathan Bayly*, deceas'd.

To *Geortie Ten Eyk*, Widow of *Jacob Ten Eyk*, her Executors or Aſſigns, the quantity of fifty three Ounces five penny weight of Plate aforeſaid, for Shoes deliver'd to the ſaid Company.

To the Executors or *Alexander Kenry*, the quantity of twelve Ounces and ten penny weight of Plate aforeſaid, for Services done by ſaid *Kenry*.

To the *Britiſh* Officers following, which tarried here at the Requeſt of this Colony, the quantity of Six hundred Ounces of Plate aforeſaid, in full diſcharge of all their Claims upon this Colony, the Reſpective following quantities of Plate, *viz.*

To *William Hellin*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate aforeſaid.

To *Abraham Jea*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate aforeſaid.

To *Walter Harris*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate aforeſaid.

To *Timothy Bagly*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate aforeſaid.

To *John Bennet*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate aforeſaid.

To *Andrew Nicolls*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate aforeſaid.

To *Edward Blood*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate aforeſaid.

To *Samuel Babington*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate aforeſaid.

To *Rich. Kitchiner*, his Exers. or Aſſigns, the quty. of Fifty Ounces of Plate aforeſaid.

To *Matthew Loo*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate aforeſaid.

To the Executors or Adminiſtrators of *William Wikingſon*, the quantity of Fifty Ounces of Plate aforeſaid.

To *Thomas Sherlock*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate aforeſaid, for Proviſions and other neceſſaries furniſhed *James Hall*, One of the Britiſh Officers, deceas'd.

To the following Perſons their Executors or Aſſigns, the reſpective Sums annexed to each of their Names for the loſs of their Shares in the *Horn Frigat*, which was taken from them by Governour *Slaughter* for the uſe of the Government, *viz.*

To *Barent* and *Johannes Hebon*, their or either of Executors or Aſsigns, the quantity of twelve Ounces and a half of Plate aforeſaid.

To *Gerrit Veile*, his Executors or Aſſigns, the quantity of Eighteen Ounces Fifteen Penny weight of Plate aforeſaid.

To *Thomas Evans*, his Executors or Aſsigns, the quantity of twelve Ounces and a half of Plate aforeſaid.

To *Gerrit D' Boogh*, his Executors or Aſsigns, the quantity of twelve Ounces and a half of Plate aforeſaid.

To *Samuel Waldron* his Executors or Aſsigns, the quantity of twelve Ounces and a half of Plate aforeſaid.

To *Elizabeth Burger*, Widow, her Executors or Aſsigns, the quantity of twelve Ounces and a half of Plate aforeſaid.

To *Rebecca Goederis*, Widow, her Executors or Aſsigns, the quantity of twenty Five Ounces of Plate aforeſaid.

To *Lammert Sickels*, his Executors or Aſsigns, the quantity of twelve Ounces and a half of Plate aforeſaid.

To *Katharina Viele*, Widow, her Executors or Aſsigns, the quantity of Eighteen Ounces Fifteen Penny weight of Plate aforeſaid.

To *Johannes Hardenbrook*, his Executors or Aſsigns, the quantity of twelve Ounces and a half of Plate aforeſaid.

To *Suſanna van Tienhoeven*, her Executors or Aſsigns, the quantity of twelve Ounces and a half of Plate aforeſaid.

To the Children of *Aert Elbertſe*, deceas'd their or either of their Executors or Aſsigns, the quantity of twelve Ounces and a half of Plate aforeſaid.

To the following *Car-men*, their Executors, Adminiſtrators or Aſsigns, the reſpective quantities of Plate affix'd to their Names, for carrying Stockadoes, Sand, Sods, &c. for his Majeſties Fort at *New-York*, in the years 1702. and 1703. *viz.*

To *Thomas Alliſon*, his Executors or Aſsigns, the quantity of twenty three Ounces three Penny weight of Plate aforeſaid.

To *Hubert van den Bergh*, his Executors or Aſsigns, the quantity of Fifteen Ounces Four and a half Penny weight of Plate aforeſaid.

To *John Lukas*, his Executors or Aſsigns, the quantity of twenty two Ounces Seven and a half Penny weight of Plate aforeſaid.

To

To *Edward Merrit*, his Executors or Aſsigns, the quantity of Twenty two Ounces ſeven and a half Penny weight of Plate aforeſaid.

To *William Stoake*, his Executors or Aſsigns, the quantity of Twenty two Ounces Seven and a half Penny weight of Plate as aforeſaid.

To *John Dyer*, his Executors or Aſsigns, the quantity of Seven Ounces Seventeen and a half Penny weight of Plate as aforeſaid.

To *George Willams*, his Executors or Aſsigns, the quantity of twenty two Ounces ſeven and a half Penny weight of Plate as aforeſaid.

To *Benjamin Hemſtead*, his Executors or Aſsigns, the quantity of Fourteen Ounces ten Penny weight of Plate aforeſaid.

To *Edward Davis*, his Executors or Aſsigns, the quantity of Fourteen Ounces and ten Penny weight of Plate aforeſaid.

To *Daniel Jones*, his Executors or Aſsigns, the quantity of thirteen Ounces Seventeen Penny weight and a half of Plate aforeſaid.

To *Robert Buſſey*, his Executors or Aſsigns, the quantity of nine Ounces, ſeven and a half Penny weight of Plate aforeſaid.

To *John Cure*, his Executors or Aſsign, the quantity of Four Ounces ſeven and a half Penny weight of Plate aforeſaid

It is alſo Enacted by the authority aforeſaid, That the Treaſurer do pay in Bills of Credit aforeſaid, unto the following Perſons, their Executors, Adminiſtrators or Aſſigns, being ſome of them Officers and Souldiers now alive, who ſerved on the Fronteers at *Albany* under the Command of Capt. *Barent Lewis*, in the years 1689. and 90. and ſome of them the Widows, Children or neareſt relations of ſuch Officers or Souldiers as performed the ſaid ſervice, and are ſince departed this life, the ſeveral and reſpective quantities of Plate following, that is to ſay,

To *Gerrit Wouterſe*, his Executors or Aſſigns, the quantity of Forty three Ounces Fifteen Penny weight of Plate aforeſaid.

To *David Coeſart*, his Executors or Aſſigns, the quantity of twenty Ounces Five Penny weight of Plate aforeſaid.

To *Gerrit Burger*, his Executors or Aſſigns, the quantity of Eighteen Ounces Seven and a half Penny weight of Plate aforeſaid.

To *Thomas van Boskirk*, his Executors or Aſſigns, the quantity of thirty Seven Ounces ten Penny weight of Plate aforeſaid.

To *Johannes Nyſ*, his Executors or Aſsigns, the quantity of Thirty Ounces of Plate aforeſaid.

To *Peter Lukayſe*, his Executors or Aſſigns, the quantity of Nineteen Ounces two and a half Penny weight of Plate aforeſaid.

To *Thomas Skillman*, his Executors or Aſſigns, the quantity of Fourteen Ounces Seventeen and a half Penny weight of Plate aforeſaid.

To *William Tyſe*, his Executors or Aſſings, the quantity of nineteen Ounces twelve and a half Penny weight of Plate aforeſaid.

To *Femmetie Andrieſe*, her Executors or Aſſigns, the quantity of nine Ounces Seven and a half Penny weight of Plate aforeſaid, for ſervice perform'd by her deceas'd husband *Dirk Andriſe* in the Fronteers at *Albany*, in ſaid Company.

To *Heſter Franſe van Dyck*, her Executors or Aſſigns, the quantity of twenty two Ounces and ten Penny weight of Plate aforeſaid, for ſervice perform'd by her deceas'd Husband *Tyme Franſe*, in the Fronteers at *Albany*, in ſaid Company.

To *Teunis Woertman*, his Executors or Aſsigns, the quantity of twenty Ounces Fifteen Penny weight of Plate aforeſaid.

To *Peter Loiſen*, his Executors or Aſſigns, the quantity of twenty Ounces two and a half penny weight of Plate aforeſaid.

To *Jacob Caſcow*, his Executors or Aſſigns, the quantity of Seventeen Ounces of Plate aforeſaid.

To *John Langeſtrandt*, his Executors or Aſſigns, the quantity of Eighteen Ounces and Seventeen penny weight and a half of Plate as aforeſaid.

To *Benjamin van de Water*, his Executors or Aſſigns, the quantity of Eighteen Ounces fifteen penny weight of Plate aforeſaid.

To *Aaron van Noertſtrandt*, his Executors or Aſſigns, the quantity of twenty five Ounces of Plate aforeſaid.

To the Children of *John Shute*, deceas'd, their or either of their Executors the quantity of thirty Ounces of Plate aforeſaid.

To *John Ganſell*, his Executors or Aſſigns, the quantity of Seven Ounces two and a half penny weight of Plate aforeſaid.

To *Hendricus Beekman*, his Executors or Aſſigns, the quantity of four and Forty Ounces five penny weight of Plate aforeſaid.

To *Teunis Titus*, his Executors or Aſſigns, the quantity of Twenty one Ounces two and a half penny weight of Plate aforeſaid.

To *Henry Meyer*, Mullatto, his Executors or Aſſigns, the quantity of Seventeen Ounces fifteen penny weight of Plate aforeſaid.

To *Iſaak Denham*, his Executors or Aſſigns, the quantity of Forty Ounces of Plate aforeſaid.

To *Suſannah van Bommel*, her Executors or Aſſigns, the quantity of thirty three Ounces ten penny weight of Plate aforeſaid, for Service perform'd in the Company aforeſaid, by her husband *Jerominus van Bommel*, deceas'd.

To *David Danielſe*, his Executors or Aſſigns, the quantity of fifteen Ounces Seven and a half penny weight of Plate aforeſaid.

To *John Loets*, his Executors or Aſſigns, the quantity of nineteen Ounces ten penny weight of Plate aforeſaid.

To *Peter Franciſco*, his Executors or Aſſigns, the quantity of twelve and a half penny weight of Plate aforeſaid.

To *Johannes Thomaſſe*, his Executors or Aſſigns, the quantity of four Ounces two and a half penny weight of Plate aforeſaid.

To *Johannes Reos*, his Executors or Aſſigns, the quantity of fourteen Ounces Seventeen and a half penny weight of Plate aforeſaid.

To *Mary* and *Elizabeth d' Warham*, the Co-heirs of *Jacobus d' Warham*, deceas'd, their or either of their Executors or Aſſigns, the quantity of Eighty three Ounces ſeventeen and a half penny weight of Plate aforeſaid, for Service perform'd in ſaid Company by their ſaid Father *Jacobus d' Warham*, deceas'd.

To *Anna vander Spiegel*, Widow, her Executors or Aſſigns, the quantity of Eighty four Ounces ten penny weight of Plate aforeſaid, for Service perform'd by her Husband *Jacobus van der Spiegel*, deceas'd, as Lieutenant of ſaid Company.

To *Thomas Humphreys*, his Executors or Aſſigns, the quantity of twelve Ounces ten penny weight of Plate aforeſaid.

To *Elizabeth Disborrough*, her Executors or Aſſigns, the quantity of twelve Ounces ten Penny weight of Plate aforeſaid, for Service perform'd in ſaid Company by her deceas'd Husbands Father *John Baſſet*.

To *John Emot*, his Executors or Aſſigns, the quantity of twelve Ounces ten penny weight of Plate aforeſaid.

To *Abraham* and *Garret Kettletas*, and their Siſters Child, to be equally divided among them, or their Executors or Aſsigns, the quantity of Thirty Ounces of Plate aforeſaid, for Service performed in ſaid Company by their Brother *John Kettletas* deceaſed.

To *Jacob Salomons's*, free Negro, his Executors or Aſſigns, the quantity of thirty Seven Ounces ten penny weight aforeſaid.

To *John Baker*, his Executors or Aſſigns, the quantity of thirty five Ounces twelve and a half penny weight of Plate aforeſaid.

To *Enoch Andrieſe*, his Executors or Aſſigns, the quantity of twenty Seven Ounces fifteen Penny weight of Plate aforeſaid.

To *William Atkins*, his Executors or Aſſigns, the quantity of twelve Ounces ten penny weight of Plate aforeſaid.

To

To *Manuel Gautalis Duck*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate aforeſaid.

To *Antie Sluyck*, Widow, and Relict of *Johannes Ellſworth*, her Executors or Aſsigns, the quantity of Twenty one Ounces Seventeen and a half penny weight of Plate aforeſaid, for Service performed in the ſaid Company by her ſaid deceaſed husband.

To *Tierk Van Dyck*, his Executors or Aſſigns, the quantity of thirteen Ounces ten penny weight of Plate aforeſaid.

To *Jacob Van Doorn* and *Jacob Laning* their or either Executors or Aſsigns, the quantity of thirty two Ounces Fifteen penny weight of Plate aforeſaid.

To *Mary Van Dyck*, Widow, her Executors or Aſsigns, the quantity of thirty Ounces of Plate aforeſaid, for Service performed by her deceaſed husband *Henry Van Dyck*, as Surgeon to the ſaid Company.

To *Johannes van Blurkum*, his Executors or Aſsigns, the quantity of twenty Five Ounces of Plate aforeſaid.

To *Mary Bries*, her Executors or Aſsigns, the quantity of thirty Nine Ounces Seven and a half penny weight of Plate aforeſaid, for Shoes, &c.

It is alſo Enacted by the Authority aforeſaid, That the Treaſurer of this Colony, for the time being, do pay in Bills of Credit aforeſaid, unto the following Perſons, their Executors, Adminiſtrators or Aſsigns, being ſome of them Officers and Soldiers now alive, who ſerved on the Frontiers at *Albany*, under the Command of Capt. *Gabriel Thompſon* in the Year 1689. and 1690. and ſome of them the Widows, Children or neareſt Relations of ſuch Officers or Soldiers as performed the ſaid ſervice, and are ſince Deceaſed, the ſeveral and reſpective quantities of Plate following, *viz.*

To the Executors or Adminiſtrators of the ſaid *Gabriel Thompſon*, the Sum of two Hundred and Fifty Ounces of Plate aforeſaid, for ſervices performed by him as Captain of the ſaid Company on the Frontiers at *Albany*.

To *Benjamin Harriſon*, his Executors or Aſsigns, the quantity of Seven Ounces and ten Penny weight of Plate aforeſaid.

To *Abel Riddenhaſs*, his Executors or Aſsigns, the quantity of Forty Ounces Seven and a half penny weight of Plate aforeſaid.

To *Roger Barton*, his Executors or Aſſigns, for himſelf and the reſt of the Children of *Roger Barton*, Deceaſed, their Executors or Aſsigns, the quantity of Eighty Seven Ounces, Seven and a half penny weight of Plate aforeſaid, being for ſervice performed by their deceaſed Father, as Lieutenant of ſaid Company.

To *Suſannah Ogden*, her Executors or Aſsigns, the quantity of Eighteen Ounces twelve and a half penny weight of Plate aforeſaid, for ſervice performed by her deceaſed Husband in ſaid Company.

To *Anna Fyn*, her Executors or Aſsigns, the quantity of twenty Ounces Five Penny weight of Plate aforeſaid, for ſervice performed in ſaid Company by her Deceaſed Husband *Johannes Fyn*.

To *Hans Pier*, his Executors or Aſsigns, the quantity of ten Ounces ten Penny weight of Plate aforeſaid, for ſervice performed by *Robert Volharp*, deceaſed, in ſaid Company,

To *Zachariah Sickels*, his Executors or Aſsigns, the quantity of three Ounces Seventeen penny weight and a half of Plate aforeſaid.

To *John Mack Donnel*, alias *Highlander*, his Executors or Aſsigns, the quantity of thirty Ounces and ten Penny weight of Plate aforeſaid.

To *William Hopkins*, his Executors or Aſſigns, the quantity of thirteen Ounces Fifteen penny weight of Plate aforeſaid.

It is alſo Enacted by the authority aforeſaid, That the Treaſurer do pay in Bills of Credit aforeſaid, unto the following Perſons their Executors, Adminiſtrators or Aſsigns, being ſome of them Officers and Soldiers now alive, who ſerved on the

the Frontiers at *Albany*, under the Command of Capt. *John Thomas*, in the years 1689. and 1690. and ſome of them the Widows, Children or neareſt Relations of ſuch Officers or Soldiers as performed the ſaid Service, and are ſince Departed this Life, the ſeveral and reſpective quantities of Plate following, that is to ſay,

To *Sophia Thomas*, her Executors or Aſsigns, the quantity of One Hundred and twenty Five Ounces of Plate aforeſaid, for ſervice performed by her deceaſed Husband *John Thomas*, as Capt. of ſaid Company.

To *Iſaiah Bartlet*, his Executors or Aſſigns, the quantity of Fourteen Ounces Seven and a half Penny weight of Plate aforeſaid.

To *Thomas Chambers*, his Executors or Aſſigns, the quantity of twenty two Ounces and ten penny weight of Plate aforeſaid.

To *John Embrie*, his Executors or Aſſigns, the quantity of twenty Ounces of Plate aforeſaid.

To *Albertus Holſt*, his Executors or Aſsigns, for himſelf and for the uſe of all the Children of his Father *Lawrance Holſt*, deceaſed, to be equally divided amongſt them, their Executors or Aſsigns, the quantity of Eighteen Ounces fifteen penny weight of Plate aforeſaid.

To *Simon Weſtphael*, his Executors or Aſſigns, the quantity of Seven Ounces ten penny weight of Plate aforeſaid.

To the Children of *Anthony Swartwout*, deceaſed, their or either Executors or Aſsigns, to be equally divided amongſt them, the quantity of Seven Ounces ten penny weight aforeſaid.

To *Cornelius Deyſter*, his Executors or Aſſigns, the quantity of Seven Ounces Ten penny weight of Plate aforeſaid.

To *Evas Decker*, her Executors or Aſſigns, the quantity of eighteen Ounces Five penny weight of Plate aforeſaid, for Service performed in ſaid Company by her deceaſed Husband *Matthys Deckor*.

To *Jacob Hicks*, *Johannes van Wyck* and *Joſeph Budd*, their or either of their Executors or Aſsigns, each of them the Quantity of ſeventeen Ounces ten penny weight of Plate aforeſaid.

To *John Clute*, his Executors or Aſſigns, the Quantity of Fifty one Ounces ſeven and a half penny weight of Plate aforeſaid.

It is alſo Enacted by the authority aforeſaid, That the Treaſurer of this Colony, for the time being, ſhall pay in Bills of Credit, made current by this Act, unto the following Perſons, their Executors, Adminiſtrators or Aſsigns, the ſeveral and reſpective Quantities of Plate following, it being for ſundry Arms left in his Majeſties Fort at *New-York*, and taken from ſome of the Inhabitants of this City, and carried to the ſaid Fort in the year 1691, for the Service of their Majeſties King *William* and Queen *Mary*, of Glorious Memory, to wit,

To *Francis More*, his Executors or Aſſigns, the quantity of twelve Ounces of Plate aforeſaid.

To *Johannes Laqueer*, his Executors or Aſſigns, the quantity of twenty five Ounces five penny weight of Plate aforeſaid.

To *Engelbert Lott*, his Executors or Aſſigns, the quantity of twelve Ounces ten penny weight of Plate aforeſaid.

To *Caſpairs Mebie*, his Executors or Aſſigns, the quantity of Seventeen Ounces two and a half penny weight of Plate aforeſaid.

To *Orſellie van Dyck*, her Executors or Aſſigns, the quantity of ten Ounces of Plate aforeſaid.

To *Elizabeth Foreeſt*, her Executors or Aſſigns, the quantity of Ninety Ounces of Plate aforeſaid, for Locks of Indian Guns, *&c.*

To *Charles Morgan*, his Executors or Aſſigns, the quantity of Six Ounces and Five Penny weight of Plate aforeſaid.

To *Seger Gerritſe*, his Executors or Aſſigns, the quantity of twelve Ounces of Plate aforeſaid.

To

To *Lambert Janse*, his Executors or Assigns, the quantity of three Ounces, and fifteen Penny weight of Plate aforesaid.

To *Hendricus Kip*, his Executors, or Assigns, the quantity of Eleven Ounces ten Penny weight of Plate aforesaid.

To *Isaac Swedeker*, his Executors or Assigns, the quantity of three Ounces and Fifteen Penny weight of Plate aforesaid.

To *Cornelius Kuyper*, Esq;, his Executors or Assigns, the quantity of ten Ounces, Seventeen and a half Penny weight of Plate aforesaid.

To *Elizabeth Salm*, her Executors or Assigns, the quantity of three Ounces and fifteen Penny weight of Plate aforesaid.

To *Peter Cornelt*, his Executors or Assigns, the quantity of twelve Ounces ten Penny weight of Plate aforesaid.

To *Barent Sweam*, his Executors or Assigns, the quantity of three Ounces and fifteen penny weight of Plate aforesaid.

To *Jacob Hendricse*, his Executors or Assigns, the Quantity of eleven Ounces Fifteen penny weight of Plate aforesaid.

To *John de Peau* and *Susannah Parmyter*, their or either of their Executors or Assigns, the quantity of Five Ounces and twelve penny weight and a half of Plate aforesaid.

To *Tennis Titus*, his Executors or Assigns, the Quantity of ten Ounces of Plate aforesaid.

To *Hendrick Jansen*, his Executors or Assigns, the Quantity of eleven Ounces ten penny weight of Plate aforesaid.

To *William Post*, his Executors or Assigns, the Quantity of 12 Ounces of Plate aforesaid.

To *Mary Matthcraft*, her Executors or Assigns, the Quantity of eight Ounces two and a half penny weight of Plate aforesaid.

To *Frederick Symanse*, his Executors or Assigns, the Quantity of Twelve Ounces of Plate aforesaid.

To *Gabriel Sprong*, his Executors or Assigns, the Quantity of Four Ounces two and a half penny weight of Plate aforesaid.

To *Joost Dury*, his Executors or Assigns, the quantity of Five Ounces two and a half penny weight of Plate aforesaid.

To *Peter Bogaert*, his Executors or Assigns, the quantity of three Ounces fifteen penny weight of Plate aforesaid.

To *Reynier Keyserick*, his Executors or Assigns, the quantity of twelve Ounces fifteen penny weight of Plate aforesaid.

To *Nicholas Bogaert*, his Executors or Assigns, the quantity of three Ounces Five penny weight of Plate aforesaid.

To *Cornelius Catt*, his Executors or Assigns, the quantity of three Ounces fifteen penny weight of Plate aforesaid.

To *Elizabeth Fisher*, her Executors or Assigns, the quantity of Eighteen Ounces twelve and a half penny weight of Plate aforesaid.

To *Dirk Volkerise*, his Executors or Assigns, the quantity of Nine Ounces fifteen penny weight of Plate aforesaid.

To *Johannes Cuyler*, Esq; his Executors or Assigns, the quantity of ten Ounces of Plate aforesaid.

To *Leonard Lewis*, Esq; his Executors or Assigns, the quantity of thirty Ounces of Plate aforesaid.

To *Jeroniums Duchain*, *Joseph Bastide* and *Nicholas Larfillore*, their or either of their Executors or Assigns, the quantity of twenty five Ounces two and a half penny weight of Plate aforesaid, to be equally divided amongst them.

To *Cornelius Van Brunt*, his Executors or Assigns, the quantity of ten Ounces Seventeen and a half penny weight of Plate aforesaid.

To *Henry Suydman*, his Executors or Aſſigns, the quantity of Six Ounces ten penny weight of Plate aforeſaid.

To *William Titworſt*, his Executors or Aſſigns, the quantity of Forty Ounces of Plate aforeſaid.

To *Jorſt Van Brunt*, his Executors or Aſſigns, the quantity of four Ounces Seven and a half penny weight of Plate aforeſaid.

To *Jacob Fortune*, his Executors or Aſſigns, the quantity of Fourteen Ounces two and a half penny weight of Plate aforeſaid.

To *Daniel Hendrickſebront*, his Executors or Aſsigns, the quantity of Six Ounces five penny weight of Plate aforeſaid.

To *John Gerritſe Van Cowen hoven*, his Executors or Aſsigns, the quantity of Seven Ounces ten penny weight of Plate aforeſaid.

To *Jacob Cowen hoven*, his Executors or Aſsigns, the quantity of Five Ounces Seventeen and a half penny weight of Plate aforeſaid.

To *Japie Hardenbergh*, her Executors or Aſſigns, the quantity of twenty three Ounces two and a half penny weight of Plate aforeſaid.

To *Lammert Andries*, his Executors or Aſſigns, the quantity of Seven Ounces twelve and a half pennyweight of Plate aforeſaid.

To *Volkert Hermans*, his Executors or Aſsigns, the quantity of Eight Ounces fifteen penny weight of Plate aforeſaid.

To *Barent Waldron*, his Executors or Aſsigns, the quantity of Five Ounces Seven and a half penny weight of Plate aforeſaid.

To *Iſaack D' Lamatre*, his Executors or Aſsigns, the quantity of Five Ounces Seven and a half penny weight of Plate aforeſaid.

To *Jacob Verdon*, his Executors or Aſsigns, the quantity of thirteen Ounces two and a half penny weight of Plate aforeſaid.

To *Suſannah Wood*, and her Siſter *Anna Churchhill*, Co-heirs of Lieutenant *William Churchhill*, deceas'd, their or either of their Executors or Aſsigns, the quantity of twelve Ounces ten Penny weight of Plate aforeſaid, to be equally divided as aforeſaid.

To *Barent Hisbon*, his Executors or Aſſigns, the quantity of Six Ounces ten penny weight of Plate aforeſaid.

To *John Rierſon*, his Executors or Aſsigns, the quantity of ten Ounces Seventeen and a half penny weight of Plate aforeſaid.

To *Marte Willſe*, his Executors or Aſſigns, the quantity of ten Ounces fifteen penny weight of Plate aforeſaid.

To *Benjamin Vandewater*, his Executors or Aſsigns, the quantity of Six Ounces ten penny weight of Plate aforeſaid.

To *Cornelius Cornel*, his Executors or Aſſigns, the quantity of Seven Ounces twelve penny weight and a half of Plate aforeſaid.

It is alſo Enacted by the Authority aforeſaid, That the Treaſurer of this Colony for the time being, ſhall pay in Bills of Credit made current by this Act, unto the following Perſons, their Executors, Adminiſtrators or Aſſigns, the ſeveral and reſpective quantity of Plate following, it for being Goods, Merchandizes and Stores of War taken for the Publick uſe and neceſſary defence of this Colony, *viz.*

To *Henry Coerten*, his Executors or Aſſigns, the quantity of tweny four Ounces ten penny weight of Plate aforeſaid, for wheat, *&c.*

To *Oliver Baily*, his Executors or Aſſigns, the quantity of forty Seven Ounces ten penny weight of Plate aforeſaid, for Powder, *&c.*

To *Helena D' Kay*, her Executors or Aſſigns, the quantity of thirty Seven Ounces two and a half penny weightof Plate aforeſaid.

To *Rachel Teller*, her Executors or Aſsigns, the quantity of Sixty Ounces of Plate aforeſaid.

To

To *Ebenezer Wilſon*, his Executors or Aſſigns, the quantity of fifteen Ounces five penny weight of Plate aforeſaid.

To *Gerrit van der Pool*, his Executors or Aſſigns, the quantity of fifteen Ounces of Plate aforeſaid.

To Captain *Thomas Willet*, his Executors and Aſſigns, the quantity of Eleven Ounces two and a half penny weight of Plate aforeſaid.

To the Widow of *Abraham Braſier*, deceas'd, her Executors or Aſsigns, the quantity of one hundred twenty two Ounces of Plate aforeſaid.

To *William Doughty*, his Executors or Aſſigns, the quantity of ninety Ounces of Plate aforeſaid.

To *William Lawrance*, his Executors or Aſſigns, the quantity of thirty Six Ounces five penny weight of Plate aforeſaid.

To *Jonathan Whitehead*, his Executors or Aſſigns, the quantity of Fifty Eight Ounces Fifteen Penny weight of Plate aforeſaid.

To *Altie Foſter*, her Executors or Aſsigns, the quantity of Forty Five Ounces of Plate aforeſaid.

To *John Stephenſon*, his Executors or Aſſigns, the quantity of twelve Ounces ten Penny weight of Plate aforeſaid.

To *Joris Hanſe*, his Executors or Aſsigns, the quantity of Seven Ounces Fifteen Penny weight of Plate aforeſaid.

To *Elizabeth Lawrance*, Widow, her Executors or Aſſigns, the quantity of Fifteen Ounces of Plate aforeſaid.

To *Juriaen Nagel*, his Executors or Aſſigns, the quantity of twenty five Ounces Seventeen and a half Penny weight of Plate aforeſaid.

To *Lukas Stevenſon*, his Executors or Aſſigns, the quantity of Five Ounces Five Penny weight of Plate aforeſaid.

To *Peter Jacobſe*, his Executors or Aſſigns, for himſelf and for the uſe of the Children of *John Hanſe* deceaſed, their and either of their Executors or Aſſigns, the quantity of thirty Seven Ounces twelve and a half Penny weight of Plate aforeſaid, to be equally divided amongſt them.

It is alſo Enacted by the Authority aforeſaid, That the Treaſurer of this Colony, for the time being, ſhall pay in Bills of Credit made current by this Act, unto the following Perſons, their Executors, Adminiſtrators or Aſſigns, the ſeveral and reſpective quantities of Plate following. it being, for Money advanced, and ſundry Diſburſements, Proviſion, Ammunition and Materials, *&c.* deliver'd for the uſe of his Majeſties Forts of *New-York*, and *Albany*, in the years 1689. and 1690. and divers ſervices performed during the time of the late happy Revolution.

To *John Peterſe Boſs*, his Executors or Aſſigns, the quantity of Five Ounces ſeven and a half Penny weight of Plate aforeſaid.

To *Albertus Ringo*, his Executors or Aſsigns, the quantity of twelve Ounces ten Penny weight of Plate aforeſaid.

To *David Provooſt*, ſenior, his Executors or Aſſigns, the quantity of Eleven Ounces of Plate aforeſaid.

To *Anna Jackſon*, Widow of *William Jackſon*, deceaſed, her Executors or Aſsigns, the quantity of Seventy Eight Ounces Five Penny weight of Plate aforeſaid.

To *Nicholas Andriſe*, his Executors or Aſſigns, the quantity of Ninteen Ounces twelve and a half Penny weight of Plate aforeſaid.

To *Abeltie Leſpienard*, her Executors or Aſſigns, the quantity of Thirty Nine Ounces Seven and a half Penny weight of Plate aforeſaid.

To *Anna Tell*, ſometime Widow of *Jooſt Tell*, deceaſed, her Executors or Aſſigns, the quantity of One Hundred Ounces of Plate aforeſaid.

To *Phillip Wendel*, his Executors or Aſſigns, the quantity of thirty Ounces ten Penny weight of Plate aforeſaid.

To

To *John Enwontſe*, his Executors or Aſſigns, the quantity of ſixteen Ounces Seven and a half Penny weight of Plate aforeſaid.

To the Widow of *Abraham Braſier*, deceaſed, her Executors or Aſsigns, the quantity of Eighteen Ounces Seven and a half Penny weight of Plate aforeſaid.

To *Aeltie Moene*, Widow, her Executors or Aſſigns, the quantity of Forty Nine Ounces ten Penny weight of Plate aforeſaid.

To *Abraham* and *Johannes van Denſen*, their Executors or Aſsigns, the quantity of thirty two Ounces Fifteen Penny weight of Plate aforeſaid.

To *Abraham Wendel*, his Executors or Aſsigns, the quantity of Forty Five Ounces Seventeen and a half Penny weight of Plate aforeſaid.

To *Andries Coemans*, his Executors or Aſſigns, the quantity of Six Ounces ten Penny weight of Plate aforeſaid.

To *Andries Meyer*, his Executors or Aſſigns, the quantity thirty Five Ounces Fifteen Penny weight of Plate aforeſaid.

To *Edward Blagge*, his Executors or Aſſigns, the quantity of two Hundred Seventy three Ounces Seven and a half Penny weight of Plate aforeſaid.

To *Mary Duyking*, Widow, her Executors or Aſſigns, the quantity of thirty Seven Ounces ten Penny weight of Plate aforeſaid.

To *Samuel Beekman*, his Executors or Aſſigns, the quantity of Four Ounces Seven and a half Penny weight of Plate aforeſaid.

To *Abeltie Leſpinard*, her Executors or Aſsign, the quantity of ten Ounces of Plate aforeſaid.

To *Richard Edſall*, his Executors or Aſsigns, the quantity of twenty Ounces of Plate aforeſaid.

To *George Elſeworth* his Executors or Aſsigns, the quantity of Forty Five Ounces Seventeen and a half Penny weight of Plate aforeſaid.

To the Executors or Adminiſtrators of *Jan Nack*, deceaſed, or to their Aſsigns, the quantity of Fifty Eight Ounces Fifteen Penny weight of Plate aforeſaid.

To *Jean Roſie*, his Executors or Aſsigns, the quantity of twenty Six Ounces Five Penny weight of Plate aforeſaid.

To *Peter Meyer*, his Executors or Aſsigns, the quantity of Six Ounces Seven and a half Penny weight of Plate aforeſaid.

To *Claes Luykaſte*, his Executors of Aſsigns, for himſelf and for the uſe of the reſt of the Children of *Luykas Gerritſe*, deceas'd, their Executors or Aſsigns, the quantity of Forty Nine Ounces two and a half Penny weight of Plate aforeſaid, to be Equally divided amongſt them.

To *Albert Ryekman*, his Executors or Aſsigns, the quantity of Four Ounces Five Penny weight of Plate aforeſaid.

To *John Vroman*, his Executors or Aſsigns, the quantity of Eleven Ounces Seventeen and a half Penny weight of Plate aforeſaid.

To *Frans Pruyn*, his Executors or Aſsigns, the quantity of twenty Four Ounces Fifteen Penny weight of Plate aforeſaid.

To *Hendrick Hanſe*, his Executors or Aſsigns, for himſelf and for the Uſe of the reſt of the Children of *Hanſe Hendrickſe*, deceaſed, their Executors or Aſsigns, the quantity of Seventy three Ounces of Plate aforeſaid.

To *Takel Dirkſe*, his Executors or Aſsigns, the quantity of thirty eight Ounces twelve and a half penny weight of Plate aforeſaid.

To *Jan Caſperſe*, *Hadenbeek* and *Katrin*, the Widow of *Peter Laſſing*, their or either of their Executors or Aſsigns, the quantity of Fifty Ounces of Plate aforeſaid, to be equally divided amongſt them.

To *Stephen Bockenhove*, his Executors or Aſsigns, the quantity of thirty Seven Ounces ten Penny weight of Plate aforeſaid.

To *John Forſter*, his Executors or Aſsigns, for himſelf and for the Uſe of the

Daughters of *Jacobus Corneliſe*, deceaſed, their Executors or Aſsigns, the quantity of Sixty nine Ounces fifteen penny weight of Plate aforeſaid.

To *Jacob Mauritſe*, his Executors or Aſsigns, the quantity of two hundred forty five Ounces twelve and a half Penny weight of Plate aforeſaid.

To *Anna Croſs*, her Executors or Aſsigns, the quantity of Forty three Ounces Five penny weight of Plate aforeſaid.

To *Elias Peltreau*, his Executors or Aſsigns, the quantity of Fifty ſix Ounces ſeven and a half penny weight of Plate aforeſaid.

To *Nicholas Wyngart*, his Executors or Aſsigns, the quantity of ſeven Ounces ten penny weight of Plate aforeſaid.

To *Francis Wynne*, his Executors or Aſsigns, for himſelf and for the uſe of the reſt of the Children of his Father *Peter Wynne*, deceas'd, their Executors or Aſsigns, the quantity of thirty nine Ounces ten penny weight of Plate aforeſaid, to be equally divided amongſt them.

To *Johannes Van Ale*, his Executors or Aſsigns, the Quantity of five Ounces and Five Penny weight of Plate aforeſaid.

To *Cornelius Langevelt*, his Executors or Aſsign, the Quantity of thirty eight Ounces Five penny weight of Plate aforeſaid,

To *Daniel Toy*, his Executors or Aſsigns, the Quantity of thirty three Ounces twelve and a half penny weight of Plate aforeſaid, for Sundrys, *&c.*

To *Neltie Lydecker*, her Executors or Aſsigns, the Quantity of four Ounces ten penny weight of Plate aforeſaid.

To *Adrian Gerritſe*, his Executors or Aſsigns, for the uſe of himſelf and the reſt of the Children of *Gerrit Corneliſe*, deceas'd, their Executors or Aſsigns, the quantity of twenty four Ounces and five penny weight of Plate aforeſaid.

To *Jellis Funda*, his Executors or Aſsigns, the Quantity of Nine Ounces and ten Penny weight of Plate aforeſaid.

To *Sarah Greveraet*, Widow, her Executors or Aſſigns, the quantity of Forty Seven Ounces twelve penny weight and a half of Plate aforeſaid.

To *Thomas Swartwout*, *Bernardus Swartwout* and *Jacob Kip*, their or either of their Executors or Aſſigns, for themſelves and the reſt of the Children of *Roeloff Swartwout*, deceas'd, and their Executors and Aſſigns, the quantity of Sixty four Ounces ten penny weight of Plate aforeſaid, to be eqnally divided among them.

To *Katharina Van Rollegum*, her Executors or Aſſigns, the quantity of nineteen Ounces and five penny weight of Plate aforeſaid.

To *Belitie Ten Eyck*. her Executors or Aſsigns, the quantity of twenty four Ounces five penny weight of Plate aforeſaid.

To *Daniel Toy*, his Executors or Aſſigns, the Quantity of eight Ounces five Penny weight of Plate aforeſaid.

To *Abraham Governeur*, his Executors or Aſſigns, the quantity of Eighty one Ounces fifteen penny weight of Plate aforeſaid, in full Diſcharge of two Accounts brought in by him, the one amounting to one hundred Pounds for Service done by ſaid *Governeur*, in his Majeſties Fort, as Clerk, *Anno* 1689. and 1690. in the the time of the late happy Revolution, the other Account amounting to One hundred and Sixty Pound and Six Shillings, for Service done by his Predeceſſor *Jacob Milbourn*, deceaſed, as a Commiſſioner for the Expedition againſt *Canada*, and as Major of the Forces in ſaid Years.

To *Gerrit Viele*, and the reſt of the Children of *Hendrick van Veurden*, deceaſed, their reſpective Executors or Aſſigns, each their equal proportion, being one third part of the quantity of Plate here-under expreſſed, that is to ſay, To *Gerrit Viele*, one third part, to *Elizabeth Viele*, Widow of Dr. *Arnout Viele*, one third part, and to the Children of *Cornelis Jacobſe*, deceaſed, one third part of three Hundred and thirteen Ounces and Five Penny weight of Plate aforeſaid.

It is alſo Enacted by the authority aforeſaid, That the Treaſurer of this Colony,

for the time being, ſhall pay in Bills of Credit made current by this Act, unto the following Perſons, their Executors, Adminiſtrators or Aſsigns, the ſeveral and reſpective quantities of plate following, it being for the pay of ſome Officers and Soldiers which ſerved and were employed in the Expedition againſt *Canada*, in the Year one Thouſand Seven Hundred & nine and for divers horſes loſt, and Waggons broke in the ſaid Expedition, *viz.*

To *Johannes Whitbeeck*, his Executors or Aſſigns, the quantity of Twelve Ounces ten penny weight of Plate aforeſaid.

To *Mathys Goes*, his Executors or Aſſigns, the quantity of twelve Ounces ten Penny weight of Plate aforeſaid.

To *Volkert Whitbeeck*, his Executors or Aſſigns, the quantity of twelve Ounces and ten Penny weight of Plate aforeſaid.

To *Jacob Meyer*, his Executors or Aſſigns, the quantity of Eight Ounces and ten Penny weight of Plate aforeſaid.

To *Herman Shunemans*, his Executors or Aſſigns, the quantity of thirty Five Ounces of Plate aforeſaid.

To Capt. *Phillip Schuyler*, his Executors or Aſſigns, the quantity of Fourteen Ounces two and a half Penny weight of Plate aforeſaid.

To *Johannes Willemſe*, his Executors or Aſſigns, the quantity of Five Ounces twelve and a half Penny weight of Plate aforeſaid.

To *Peter Willemſe*, his Executors or Aſſigns, the quantity of Seven Ounces ten Penny weight of Plate aforeſaid.

To *Mary Bodyne*, Widow, her Executors or Aſſigns, the quantity of Seven Ounces of Plate aforeſaid.

To *Volkert Symonſe*, his Executors or Aſſigns, the quantity of two Ounces Five Penny weight of Plate aforeſaid.

To *Andries Nack*, his Executors or Aſſigns, the quantity of thirty One Ounces ten Penny weight of Plate aforeſaid.

To *Johannes Mayſon*, his Executors or Aſſigns, the quantity of one Ounce and five penny weight of Plate aforeſaid.

To *Phillip Schuyler*, Son of *Arent Schuyler*, Lieut. his Executors or Aſſigns, the quantity of thirty Seven Ounces and a half of Plate aforeſaid.

To *David Schuyler*, Lieut. his Executors or Aſſigns, the quantity of Forty Four Ounces of Plate aforeſaid.

To *Daniel Ketelyn*, Lieut. his Executors or Aſſigns, the quantity of Forty Four Ounces of Plate aforeſaid.

To *John Dunbar*, Lieut. his Executors or Aſſigns, the quantity of forty four Ounces of Plate aforeſaid.

To *John Holeron*, his Executors or Aſsigns, the quantity of Seven Ounces ten Penny weight of Plate aforeſaid.

To *John Hybon*, Junior, his Executors or Aſſigns, the Quantity of Seven Ounces ten Penny weight of Plate aforeſaid.

To *Jacobus Moll*, his Executors or Aſſigns, the quantity of five Ounces twelve and a half Penny weight of Plate aforeſaid.

To *Everd Wyncoop*, his Executors or Aſsigns, the quantity of thirteen Ounces two and a half Penny weight of Plate aforeſaid.

To *Johannes Ten Broek*, his Executors or Aſſigns, the quantity of twelve Ounces ten Penny weight of Plate aforeſaid.

To *Johannes Marſton*, his Executors or Aſsigns, the quantity of twelve Ounces of Plate aforeſaid.

To *Peter D' Milt*, his Executors or Aſſigns, the quantity of twenty ſix Ounces five Penny weight of Plate aforeſaid.

To *Matheys Teneyk*, his Executors or Aſſigns, the quantity of ſix Ounces of Plate aforeſaid.

To

To *Jan Goes*, his Executors, or Aſſigns, the quantity of twelve Ounces ten Penny weight of Plate aforeſaid.

To *Jan Tyſe Goes*, his Executors or Aſſigns, the quantity of twelve Ounces and ten Penny weight of Plate aforeſaid.

To *Robert Livingſton*, now Mayor of *Albany*, his Executors or Aſſigns, the quantity, of Nineteen Ounces two and a half Penny weight of Plate aforeſaid.

To the Execitors of Major *Dirck Weſſels*, the quantity of three Ounces two and a half Penny weight of Plate aforeſaid.

To *Hendrick Janſe*, his Executors or Aſſigns, the quantity of Fourteen Ounces fifteen Penny weight of Plate aforeſaid.

To *Anna Garton*, her Executors or Aſſigns, the quantity of Seven Ounces ten penny weight of Plate aforeſaid.

To *Charles Broadhead*, his Executors or Aſſigns, the quantity of twelve Ounces ten Penny weight of Plate aforeſaid.

And be it Enacted by the authority aforeſaid, That the Treaſurer of this Colony, for the time being, ſhall pay in Bills of Credit made current by this Act, unto the following Perſons, their Executors, Adminiſtrators or Aſsigns, the ſeveral and reſpective quantities of Plate following, it being for Fire-wood delivered to the Forts of *New-York* and *Albany* in the time of the late happy Revolution (to wi:)

To *John D' Groot*, his Executors or Aſſigns, the quantity of Four Ounces Seventeen and a half Penny weight of Silver Plate aforeſaid.

To *William Hogen*, his Executors or Aſsigns, the quantity of ſeven Ounces ſeventeen and a half penny weight of Plate aforeſaid.

To *John Canon*, his Executors or Aſſigns, the quantity of Forty Ounces fifteen penny weight Plate aforeſaid.

To *Nicholas Raſt*, his Executors or Aſſigns, the quantity of fifty Ounces of plate aforeſaid.

To *Tennis Ydeſon*, his Executors or Aſsigns, the quantity of thirteen Ounces two and a half Penny weight of Plate aforeſaid.

And be it Enacted by the authority aforeſaid, That the Treaſurer of this Colony for the time being, ſhall pay in Bills of Credit made current by this Act, unto the following Perſons, their Executors, Adminiſtrators or Aſsigns, the ſeveral and reſpective quantities of Plate following, It being for their ſervice performed in an Expedition to *Panapskutt*, under the Command of Capt. *John Corneliſe*, *Anno* one thouſand Six hundred & ninty one for the ſervice of this Government.

To *Daniel Remſen*, his Executors or Aſſigns, the quantity of ſix Ounces and ten Penny weight of Plate aforeſaid.

To *George Ryerſe*, his Executors or Aſſigns, the quantity of Four Ounces and ſeventeen and a half Penny weight of Plate aforeſaid.

To *Gerrit Onkelbagh*, his Executors or Aſſigns, the quantity of Four Ounces Seventeen and a half Penny weight of Plate aforeſaid.

To *Jan van Derveer*, his Executors or Aſſigns, the quantity of Fifteen Ounces of Plate aforeſaid.

And whereas in the Year of our Lord one thouſand ſeven hundred & twelve there was a Horrid and Bloody Conſpiracy and Maſſacree deviſed and contrived by great Numbers of the Negroe Slaves in the City of *New-York*, againſt his Majeſties Subjects of the ſaid City, In Conſequence and proſecution of which ſeveral of his Majeſties aforeſaid Subjects were cruelly and barbrouſly Murdered by ſeveral of the ſaid Negroes, Nineteen whereof were Tryed, Condemned & Executed for that Bloody & horrid Fact, by Virtue of an Act of General Aſſembly of this Province, Intituled, *An Act for preventing the Conſpiracy of Slaves*, paſſed in the Seventh year of the Reign of her late Majeſty Queen *Anne*, the Owners of which ſaid Nineteen Negroes have not received the ſatisfaction intended by the ſaid Act, to be given them, for

want

want of ſome Formalities which were Omitted by Reaſon of the General Diſorder and Confuſion which the common Danger at that time occaſioned.

Be it therefore Enacted by the authority aforeſaid, That the Treaſurer of this Colony, for the time being, ſhall pay in Bills of Credit aforeſaid, to the ſeveral Perſons hereafter Named, their Executors, Adminiſtrators or Aſsigns, the ſeveral and reſpective quantities o Plate following, that is to ſay;

To *Rip v an Dam*, Eſq; his Executors or Aſſigns, the quantity of One Hundred Ounces of Plate for two Negroes, ſo as aforeſaid Executed.

To *John Barberie*, Eſq; his Executors or Aſsigns, the quantity of Fifty Ounces of Plate for one Negro ſo as aforeſaid Executed.

To *Walter Thong*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate, for one Negro ſo as aforeſaid Executed.

To *Allane Jarret*, his Executors or Aſsigns, the quantity of Fifty Ounces of Plate for one Negro ſo as aforeſaid Executed.

To the Executors or Adminiſtrators of *Adrian Hoogland*, deceaſed, the quantity of Fifty Ounces of Plate, for one Negro ſo as aforeſaid Executed.

To *Peter Fauconnier*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate for one Negro ſo as aforeſaid Executed.

To *Nicholas Roſevelt*, his Executors or Aſsigns, the quantity of Fifty Ounces of Plate, for one Negro ſo as aforeſaid.

To *Abraham Provooſt*, his Executors or Aſsigns, the quantity of Fifty Ounces of Plate, for one Negro ſo as aforeſaid Executed.

To *Iſaack Governeur*, his Executors or Aſsigns, the quantity of Fifty Ounces of Plate, for one Negro ſo as aforeſaid Executed.

To *Peter Moryne*, his Executors or Aſsigns, the quantity of Fifty Ounces of Plate, for one Negro ſo as aforeſaid Executed.

To *John De Honeur*, his Executors or Aſsigns, the quantity of Fifty Ounces of Plate, for one Negro ſo as atoreſaid Executed.

To *Ruth Shepherd*, her Executors or Aſsigns, the quantity of Fifty Ounces of Plate for one Negro ſo as aforeſaid.

To *Cornelia Norwood*, her Executors or Aſſigns, the quantity of Fifty Ounces of Plate, for one Negro ſo as aforeſaid Executed.

To *John Cure*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate, for one Negro ſo as aforeſaid Executed.

To *Richard Ray*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate, for one Negro ſo as aforeſaid Executed.

To *David Lyell*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate for one Negro ſo as aforeſaid Executed.

To *Andrew Stuckey*, his Executors or Aſſigns, the quantity of Fifty Ounces of Plate, for one Negro ſo as aforeſaid Executed.

And to *Guysbert Van In Burgh*, his Executors or Aſsigns, the quantity of Fifty Ounces of Plate, for One Negro ſo as aforeſaid Executed.

And be it further Enacted by the authority aforeſaid, That the Treaſurer of this Colony, for the time being, ſhall pay in Bills of Credit aforeſaid, unto *James Dixon*, Eſq; Collector and Receiver General of this Province of *New-York*, the quantity of two Hundred and Fifty Ounces of Plate, to be by him applyed for the Repairing his Majeſties Cuſtom-Houſe in the City of *New-York*, for which he ſhall Account to the Governour, Council and General Aſſembly, or either of them.

And Whereas the place which has been for many Years Laſt paſt aſſigned and made Uſe of for the Secretarys Office of this Colony, in which the publick Records, Original Wills, and other Papers and Writings of great Concern and Conſequence both to his Majeſt y and his Subjects of this Colony, is ſo ſmall, and otherwiſe ſo inconvenient, that his Excellency the Governour has been pleaſed to

Appropriate

Appropriate the Building over the Fort Gate for that Service, Wherein the Records and other Papers mentioned, will be better preſerved, and the Office more conveniently kept, To the end therefore that the ſaid Buildings may be fitted up and made Commodious for the purpoſe afore-mentioned, *Be it Enacted by the Authority aforeſaid*, That the Treaſurer of this Colony, for the time being, ſhall pay in Bills of Credit aforeſaid, unto *George Clarke*, Eſq; Secretary of this Province, or his Aſſigns, the quantity of three hundred Ounces of Plate aforeſaid, to be by him applyed in Materials and Workmanſhip for the fitting up the ſaid Building for the uſe aforeſaid, for which he ſhall Account to the Governour, Council and General Aſſembly, or either of them.

And be it further Enacted by the Authority aforeſaid, That the Treaſurer of this Colony, for the time being, ſhall pay in Bills of Credit aforeſaid, unto the following Perſons, their Executors, Adminiſtrator or Aſſigns, the ſeveral and reſpective Quantities of Plate following, That is to ſay;

To *Rip Van Dam*, Eſq; his Executors, Adminiſtrators or Aſſigns, the quantity of Two Hundred Twenty Four Ounces and Five penny weight of Plate aforeſaid, for Sundry Services performed by him for this Government.

To *George Clarke*, Eſq; his Executors, Adminiſtrators or Aſſigns, the quantity of Three Hundred Sixty Two Ounces and Ten penny weight of Plate aforeſaid, being for ſundry Services performed by him for this Government, and in full Diſcharge of a Warrant drawn by the Lord *Cornbury*, dated the thirtieth of *September*, 1708. for the Sum of Seven Pounds Ten Shillings.

To *Robert Walter*, Eſq; his Executors, Adminiſtrators or Aſſigns, the quantity of One Hundred Thirteen Ounces and ſeventeen penny weight and a half of Plate aforeſaid, being for ſundry Services Performed by him for the Govenment, and in full Diſcharge of a Warrant drawn by the Lord *Carnbury*, dated the Third Day of *Auguſt*, 1703. for the Sum of Nine pounds Fourteen Shillings.

To *Adolph Phillipſe*, Eſq; his Executors, Adminiſtrators or Aſſigns, the quantity of Eight Hundred and Sixty Ounces and Ten penny weight of Plate aforeſaid, being for ſundry Services performed by his late Father *Frederick Phillipſe*, Deceaſed, for this Government.

To *John Johnſon*, Eſq; his Executors, Adminiſtrators or Aſſigns, the quantity of Sixty two Ounces and Five penny weight of Plate aforeſaid, for ſundry Services performed by him on the Expedition againſt *Canada*.

To *George Clarke*, Eſq; his Executors, Adminiſtrators or Aſſigns, the quantity of Seventy Five Ounces of Plate aforeſaid, for Ingroſing this Act on Parchment, and a Duplicate thereof to be Tranſmitted to Great Britain.

To *John Barberie*, Eſq; his Executors, Adminiſtrators or Aſſigns, the quantity of Eighty Six Ounces Ten penny weight of Plate aforeſaid, for Sundry Services perform'd by him for this Government.

To Coll. *Abraham D' Peyſter*, his Executors, Adminſtrators or Aſſigns, the Quantity of Four Hundred Fifty Two Ounces and a half of Plate aforeſaid, in full diſcharge of Six Warrant drawn by *John Nanfan*, Eſq; formerly Lieutenant Governour of this Province, dated the Tenth Day of *November*, 1701. payable to the Right honorable the Counteſs of *Bellomont*, and by her Indorſed to the ſaid Coll. *D' Peyſter*, amounting in the whole to Two Hundred Seventy Two Pounds thirteen Shillings and Nine Pence Sterling, at the rate of One Hundred thirty three Pounds *New-York* Money for One Hundred Pounds Sterling.

To *Adolph Phillipſe*, Eſq; his Executors, Adminiſtrators or Aſſigns, the Quantity of Twenty Five Ounces of Plate aforeſaid, for the Hire of the Brigantine *Frederick* on a Cruiſe to *Sandy-Hook* in the year 1704.

To *George Clarke*, Eſq; his Executors, Adminiſtrators or Aſſigns, the Quantity of One Hundred Ounces of Plate aforeſaid.

And be it Enacted by the authority aforeſaid, That the Treaſurer of this Colony,

for the time being, ſhall pay in Bills of Credit aforeſaid, to the ſeveral Perſons incerted in a Liſt, ſigned by the Speaker of the Aſſembly and lodged with the Treaſurer aforeſaid, Nine Hundred and Seventeen Ounces twelve Penny weight and a half of Plate aforeſaid, to be paid in ſuch Proportion as is aſcertained in the ſaid Liſt, to each of the Perſons therein Named, their Executor, Adminiſtrators or Aſſigns, or neareſt Relation, as is mentioned in this Act, being for ſervice preformed by them for the Government, and who were directed to be paid by the Act paſſed in the Thirteenth Year of Queen *Anne* aforeſaid, but did not come within the time limited by the ſaid Act, for the receiving of the ſame, which was occaſioned by the Remoteneſs of ſome of the ſaid Perſons habitations from the Treaſury of this Colony, as alſo becauſe ſeveral of them dying inteſtate, and no Perſons taking out Letters of adminiſtration on their Goods and Chattles, the Sums they were to receive being not ſufficient to defray the Charges of ſuch adminiſtration, the ſaid Money remained in the Treaſurers Hands, and was other ways diſpoſed of.

And be it further Enacted by the authority aforeſaid, That the quantity of Four Hundred thirty two Ounces and ten Penny weight of Plate aforeſaid, in Bills of Credit, be paid by the Treaſurer of this Colony to *William Bradford*, his Executors or Aſſigns, for Printing the ſaid Bills of Credit aforeſaid, made current by this Act, and for to defray the Charges of Cutting and Ingraving the Stamp, and for Books and Paper, *&c.* delivered for the uſe of the Publick.

And whereas ſeveral of the Perſons appointed to be paid by this Act are to receive but ſmall Quantities of Plate aforeſaid, and it may ſo happen that ſeveral of the ſaid Perſons may depart this life before they have received of the Treaſurer of this Colony the Quantities of Plate due them, and by this Act directed to be paid, and may not have made a Laſt Will or Teſtament, by which means the ſaid Plate may be in the Treaſurers Hands, *Be it therefore Enacted by the Governour Council and General Aſſembly, and it is hereby Enacted by the authority of the ſame*, That if any of the Perſons who by this Act are directed to receive the Quantity of twenty Five Ounces of Plate, or any ſmaller Quantity of Plate than twenty five Ounces, ſhall depart this life before thay have received of the Treaſurer aforeſaid, the ſaid Twenty five Ounces or ſmaller quantity of Plate, and ſhall not have made his or her Laſt Will or Teſtament, That in ſuch Caſe the ſaid twenty Five Ounces or leſſer Quantity of Plate aforeſaid, directed by this Act to be paid, ſhall by the Treaſurer aforeſaid be paid unto the Widow of ſuch deceaſed Perſon, and in caſe the Perſon ſo dying had no Wife, that then ſuch Plate ſhall, by the Treaſurer aforeſaid, be paid to ſuch Perſon or Perſons as by two Juſtices of the Peace of the Neighbourhood of ſuch Perſon or Perſons, ſhall be certified to the Treaſurer to be neareſt related to the Perſon deceas'd who had ſuch twenty Five Ounces, or ſmaller Quantity of Plate, Due to him or her, any thing in this Act, or any other Act, to the contrary in any wiſe notwithſtanding.

And Whereas after the ſeveral Quantities of Plate aforeſaid ſhall be by the Treaſurer aforeſaid, paid according to the Direction of this Act, there will remain in his Hand the Quantity of Three Thouſand Seven Hundred and Fifty Ounces of Plate, being depoſited there for payment of *Ambroſe Phillipſe*, Eſq; the Agent of this Colony, or the Agent of this Colony for the time being, and for Runing the Partition Lines between this Colony & the Colonys of *Connecticut* & *New-Jerſey*, and for anſwering any Exigent of this Colony, *Be it therefore Enacted by the authority aforeſaid*, That the Treaſurer of this Colony ſhall as ſoon as conveniently may be, Remit to *Ambroſe Phillipſe*, Eſq; aforeſaid, the Quantity of Five Hundred Ounces of Plate, part of the Plate aforeſaid.

And be it Enacted by the Authority aforeſaid, That *Abraham D' Peyſter*, Eſq; the now Treaſurer of this Colony, or the Treaſurer of this Colony for the time being, ſhall and may with part of the Plate aforeſaid, left in his Hand, pay unto himſelf

ſelf the quantity of two Ounces and a half of Plate aforeſaid, for every Hundred Ounces of ſaid Plate by the ſaid Treaſurer, for the time being, paid according to the Directions of this Act, which ſaid quantity of two and a half Ounces of Plate aforeſaid, is hereby given unto the ſaid Treaſurer as a Reward and Sallary for Collecting, paying, ſinking and deſtroying the ſaid Bills, and for doing and performing every thing by this Act required of him to be done.

And be it further Enacted by the authority aforeſaid, That the quantity of Seven Hundred and Fifty Ounces, part of the aforeſaid Plate left in the Treaſurer Hands, ſhall be applyed to defray that part of the Charge of Running, Surveying and aſcertaining the Partition Line, Limit and Boundary between this Colony and the Colony of *New-Jerſey*, which may be requiſite for this Colony to pay, to be Iſſued by Warrant under the Hand and Seal of the Governour of this Province, for the time being, by and with the Advice and Conſent of his Majeſties Council, in ſuch parts and proportions as ſhall be requiſite for that ſervice, when the Survey, Aſcertaining and Running of the ſaid Line, Limit and Bondary, ſhall be begun and carried on by the mutual Conſent and Agreement of hi Excellency, and Council of this Province, and the Proprietors of the Soil of the ſaid Province of *New-Jerſey*. And the Sum of Seven Hundred and Fifty Ounces, part of the aforeſaid Plate left in the Treaſurer Hands, to be iſſued, as aforeſaid, to Defray that part of the Charge of Running the Partition Line, Limit and Boundary between this Colony and the Colony of *Connecticut*, which will be Requiſite for this Colony to pay, when the Survey, Aſcertaining and Running of the ſaid Line, Limit and Boundary ſhall be begun and carried on by the mutual Conſent and Agreement of his ſaid Excellency and Council, and the Governour and Council of the ſaid Province of *Connectiout*, which Lines being Run, Aſcertained and Agreed on by the Surveyors and Commiſſioners of each Colony, as aforeſaid, ſhall forever thereafter be deemed, taken, be and remain as the Partition Line, Limit and Boundary of this Colony, and all Bodies Corporate and Politick, and all other Perſons whatſoever within this Province, ſhall be forever Concluded thereby.

And be it further Enacted by the authority aforeſaid, That the reſidue of the ſaid Plate not particularly diſpoſed of by this Act, ſhall remain in the Hands of the ſaid Treaſurer to Anſwer any ſudden Exigency of this Colony, to be Iſſued in ſuch manner and in ſuch quantities as ſhall be directed in and by an Act or Acts of General Aſſembly of this Province for that purpoſe to be made, and not otherwiſe.

And be it Enacted by the authority aforeſaid, That the Treaſurer of this Colony, for the time being, ſhall pay in the Bills of Credit made current by this Act, unto each of the Perſons hereafter named, the ſeveral quantities of Plate hereafter Expreſsed, *viz.*

To *William Nicoll*, Eſq; his Executors or Aſſigns, the quantity of three Hundred Seventy Five Ounces of Plate aforeſaid, for his ſervice in General Aſſembly of this Colony.

To *Andries Coyman*, Eſq; his Executors or Aſſigns, for his ſervice as aforeſaid, the quantity of One Hundred Eighty three Ounces Fifteen Penny weight of Plate aforeſaid.

To *Carel Hanſen*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the quantity of One Hundred Eighty three Ounces and Fifteen Penny weight of Plate aforeſaid.

To *Johannes Cuyler*, his Executors or Aſſigns, for his Service as aforeſaid, the quantity of One Hundred Eighty three Ounces Fifteen Penny weight of Plate aforeſaid.

To *Robert Livingſton*, Eſq; his Executors or Aſſigns, for his Service as aforeſad, the Quantity of two Hundred and two Ounces and ten Penny weight of Plate aforeſaid.

To

To *Abraham Gasbeck*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the quantity of One Hundred and thirty Six Ounces and Five Penny weight of Plate aforeſaid.

To *Jacob Rutſen*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the quantity of One Hundred and Eighty Three Ounces and Fifteen Penny weight of Plate aforeſaid.

To *Leonard Lewis*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the quantity of One Hundred and Eighty three Ounces and Fifteen Penny weight of Plate aforeſaid.

To *Johannes Torboſh*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the quantity of One Hundred and Forty Six Ounces and five Penny weight of Plate aforeſaid.

To *Cornelis Cuyper*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the quantity of two Hundred and Seventy Five Ounces of Plate aforeſaid.

To *Peter Hetring*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the quantity of two Hundred and Seventy Five Ounces of Plate aforeſaid.

To *Abraham Lakerman*, his Executors, or Aſſigns, for his Service as aforeſaid, the quantity of two Hundred Seventy five Ounces of Plate aforeſaid.

To *John Stillwell*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the quantity of two Hundred and Seventy five Ounces of Plate aforeſaid.

To *Lewis Morris*, Eſq; his Executors, or Aſſigns, for his Service as aforeſaid, the quantity of two Hundred and Seventy five Ounces of Plate aforeſaid.

To *Joſeph Bud*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the quantity of two Hundred and Seventy five Ounces of Plate aforeſaid.

To *William Willet*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the Quantity of two Hundred and Seventy Five Ounces of Plate aforeſaid.

To *Thomas Willet*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the Quantity of two Hundred and Seventy Five Ounces aforeſaid.

To *Iſaac Hicks*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the quantity of two Hundred and Seventy Five Ounces of Plate aforeſaid.

To *Samuel Gerritſe*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the quantity of two Hundred and Seventy Five Ounces of Plate aforeſaid.

To *Cornelis Seberingh*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the quantity of two Hundred and Seventy Five Ounces of Plate aforeſaid.

To *Gerrit van Horne* Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the Quantity of two Hundred and Fifty Ounces of Plate aforeſaid.

To *Jacob Kip*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid. the quantity of two Hundred and Fifty Ounces of Plate aforeſaid.

To *Johannes Janſen*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the quantity of two Hundred and Fifty Ounces of Plate aforeſaid.

To *David Provooſt*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the quantity of two Hundred and Fifty Ounces of Plate aforeſaid.

To *Hendrick Hanſen*, Eſq; his Executors or Aſſigns, for his Service as aforeſaid, the quantity of One Hundred and Eighty three Ounces and Fifteen Penny weight of Plate aforeſaid.

An Act for an Allowance to the Repreſentative of the Townſhip of *Schenectady* in the County of *Albany*.

WHereas the Supervizor of the Townſhip of *Schenectady* has neglected and refuſed to allow the Wages and Sallary due to the Repreſentative of the aforelaid Townſhip for the Year 1716. *Be it therefore Enacted by his Excellency the Governour, the Council and General Aſſembly*, That the Repreſentative of the Townſhip of *Schenectady* ſhall be allowed for his Service and Attendance as a Repreſentative in the General Aſſembly of this Province in the Year 1716. Ten Shillings *per Day*.

And be it further Enacted by the authority aforeſaid, That from the firſt Day of *April*, 1717. until the firſt Day of *December* next enſuing, the Repreſentative of the aforeſaid, Townſhip ſhall have the ſame Wages and Allowance as abovementioned, to commence from his coming out till his Return home, not exceeding Eight Days for his going or Coming. And the Supervizor, for the time being, is hereby authorized, appointed and required on the firſt Tueſday of *December* next, to raiſe, or cauſe to be raiſed, levyed and collected by the Aſſeſſors and Collector of the ſaid Townſhip of *Schenectady*, for the time being, the ſaid Wages of the ſaid Repreſentative, under the Penalty of Fifty Pounds, one half thereof for the behoof of his Majeſty, the other half to ſuch Perſon as ſhall ſue for the ſame.

And be it further Enacted by the authority aforeſaid, That the ſaid Supervizor, for the time being, ſhall nominate and appoint a Treaſurer on the firſt Tueſday of *December* next enſuing, and ſo annually and every Year, for the future, which ſaid Treaſurer ſhall receive the ſaid Money from the Collector, and pay the ſame, by virtue of a Warrant under the Hand and Seal of the Supervizor, to the ſaid Repreſentative or Deputy.

Publiſhed the ſecond Day of November, 1717.

The following Acts were alſo paſſed at the ſame time viz.

An Act for Regulating the Ferry between the City of *New-York*, and the Iſland *Naſſau*.

An Act for Letting to Farm the Exciſe of this Colony for the Term of Five Years, and to enable the Farmers thereof Effectually to Collect the ſame.

An Act to Enable the Mayor, Aldermen and Commonalty of the City of *New-York*, to Raiſe the Sum of Five Hundred Pounds, for altering the Courſe of the Common Sewer at the end of the *Broad-Street*, and for Cleanſing and Scowring the Dock of this City.

An Act for building a County Houſe and Priſon in *Dutches County*.

An An Reviving an Act, entituled, *An Act for Encouraging the Indian Trade at* Albany.

An Act Reviving an Act, entituled, *An Act for the better ſettling the Militia of this Province.*

An Act to prevent the Exportation of Raw Hides from this Colony.

And Twelve Private Acts.

Fourth Seſſions of the Second Aſſembly, 4th of K. *George*, 1718.

An Act Repealing that part of an Act, entituled, *An Act for Reſtraining the taking of Extravagant & Exceſſive Uſury*, whereby Intereſt was reduced to *Six per Cent. per Annum.*

WHereas by an Act of the General Aſſembly of this Province, entituled, *An Act for the Reſtraining the taking of Extravagant and Exceſſive Uſury*, it was among other things Enacted, That no Perſon whatſoever ſhould, after the Publication of the ſaid Act, take, directly or indirectly, any greater Uſe or Intereſt that *Six Pounds*, current Money of this Province, for the Forbearance of *One Hundred Pounds* for a year; and ſo after that Rate for a greater or leſſer Sum, or for a longer or ſhorter Time, for the Loan of any Moneys, Wares, Merchandeize, or any Commodities whatſoever. And the ſaid Act not having obtained the Ends thereby deſigned, *Be it therefore Enacted by his Excellency the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That the before recited Clauſe in the ſaid Act, be, and is hereby Repealed.

And be it further Enacted by the Authority aforeſaid, That no Perſon whatſoever ſhall, after the Publication of this Act, take, directly or indirectly, any greater Uſe or Intereſt than *Eight Pounds* current Money of this Province, for the Forbearance of *One Hundred Pounds* for a Year, and ſo after that Rate for a greater or leſſer Sum, or for a longer or ſhorter Time, for the Loan of any Money, Wares, Merchandize, or any Commodities whatſoever, under the Pains, Penalties, Forfeitures and Reſtrictions in the afore-cited Act contained.

The fore mentioned Act for Reſtraining Exceſſive Uſury is as follows, viz.

An Act for the Reſtraining the taking of Extravagant and Exceſſive Uſury.

WHereas the great and exceſſive Uſury now commonly taken in this Province is found to be a very great Diſcouragement to the Trade and an Obſtruction to the Settlement of the ſame; For Remedying and preventing of which for the future, *Be it Enacted by Governour, Counſil and General Aſſembly, and by the Authority of the ſame*, That no Perſon whatſoever ſhall after the Publication of this Act, take, directly or indirectly, any greater Uſe or Intereſt then ſix Pounds, current Money of this Province, for the Forbearance of One Hundred Pounds for a Year, and ſo after that rate for a greater or leſſer Sum, or for a longer or ſhorter time, for the Loan of any Moneys, Wares, Merchandizes, or any Commodities whatſoever. And that all Bonds, Contracts and Aſſurances of what nature and kind ſoever they be, made after the Time aforeſaid, for payment of any Principal or Money, Goods, Wares, Merchandize or Commodities lent, or covenanted to be performed, upon or for any Uſury or Intereſt, whereupon or whereby there ſhall be reſerved or taken, directly or indirectly, above the Rate of ſix Pounds in the Hundred, as aforeſaid, ſhall be utterly

utterly void; and that all and every Perſon or Perſons whatſoever which ſhall, after the time aforeſaid, upon any Contract to be made after the Publication of this Act aforeſaid, by way or means of of any Bargain, Loan, Exchange, Cheviſance, Shift of any Wares or Merchandizes, or other thing or things whatſoever, or by any deceitful way or means, or by any Coven, Craft, Invention, Fetch or Deceitful Conveyance, or under the notion of Broakage, Storage, Procurage, Service, or by any other way or means whatſoever, it be contrary to the true Intent and meaning of this Act, or to elude and avoid the Ends and Intention thereof, take, accept or receive, directly or indirectly, for the Forbearing or giving Day of Payment for one whole Year, of and for their Money, or other thing, above the Sum of *Six Pounds* for the Forbearing of *One Hundred Pounds* for a Year, and ſo after that Rate for a greater or leſſer Sum, or for a longer or ſhorter Term, ſhall Forfeit and loſe for every ſuch Offience, the Treble Value of the Moneys, Wares, Merchandize and other Things ſo lent, bargained, ſold, exchanged, ſhifted, ſtored or Procured.

And be it further Enacted by the authority aforeſaid, That all and every Scrivener and Scriveners, Broaker and Broakers, Sollicitor and Sollicitors, Practitioner of the Law, and Practitioners, Driver and Drivers of Bargains for Contracts, who ſhall, after the time aforeſaid, take or receive, directly or indirectly, any Sum or Sums of Money, or other Reward or thing for Broakage, ſollciting, driving or Procuring the Loan or Bargain, or the Forbearing of any Sum or Sums of Money, over and above the Rate or Value of Ten Shillings for the Loan, or for Forbearing of One Hundred Pounds for one Year, and ſo proportionably for a greater or leſſer Sum, or above Eighteen Pence for the making or Renewing a Bond or Bill for the Loan, or for the Forbearing thereof, or for any Bond, Counter-bond or Bill concerning the ſame, ſhall Forfeit for every ſuch Offence Twenty Pounds, and have Impriſonment for half a Year; the one Moyety of all which Forfeitures mentioned in this Act, to his Majeſty, His Heirs and Succeſſors, and the other Moyety to him or them that will ſue for the ſame in any Court of Record within this Province, by Action of Debt, Bill, Plaint or Information, in which no Eſſoin, Wager of Law or Protection to be allowed. *Provided always, and it is the true Intent and meaning of this Act*, That all Bonds or Mortgages Executed before the Publication of this Act, the Obligor or Mortgagor, his Heirs, Executors or Adminiſtraters ſhall pay to the Obligee or Mortgagee, his Executors, Adminiſtrators or Aſſigns until the time of Payment of ſuch Bond or Mortgage, ſuch Intereſt for the Forbearance of the Money due by the ſame, as the ſaid Obligor or Mortgagor, agreed to pay to the ſaid Obligee or Mortgagee. This Act to continue and be in Force for and during the ſpace of Five Years, after the Publication thereof, and no longer.

This Act was Publiſhed the 27th Day of May 1717.

An Act for granting to the Free-holders and Inhabitants of the Precinct of *Catskill* and *Coxhackey*, in the County of *Albany*, the Priviledge of Chuſing yearly a Superviſor.

BE *It Enacted by the Governour, Council and General Aſſembly, and by the Authority of the ſame*, That it ſhall and may be lawful for the Inhabitants of the Precinct of *Catskill* and *Coxhackey*, and all of the Inhabitants dwelling to the Southward of *Ranſlaerwick*, on the Weſt-ſide of *Hudſons River*, as far as the County of *Albany* extends, to Elect and Chuſe one *Superviſor*. And that the Juſtice of the Peace for the Precinct aforeſaid, ſhall, and is hereby Required to iſſue

iſſue his Warrant to the Conſtable of the ſaid Precinct, to give Warning othe Free-holders and Inhabitants in the ſaid Precinct thereof, to aſſemble and meet at ſuch convenient place as the Juſtice ſhall appoint, on the third *Tueſday* in *Auguſt* next, there to make Choice of and Elect one Superviſor, who ſhall ſerve till the firſt Tueſday in *April* then next following. And afterwards the Superviſor for the ſaid Precinct to be elected and choſen yearly, and every year, in the ſame manner and form as the other Superviſors are elected and choſen in the ſaid County of *Albany*, and ſhall have the ſame Power, Authority, Office and Function, and do, perform, execute and ſerve in Conjunction with the reſt of the Superviſors in the County aforeſaid, when occaſion ſhall require, and be liable to the ſame Pains and Penalties as the Superviſors of the ſeveral and reſpective Counties within this Colony have, ought, or are intended to have, do, perform and be liable to, by one certain Act of General Aſſembly, paſſed in the year of our Lord 1703. entituled, *An Act for the better Explaining and more effectual puting in Execution an Act made in the third year of the late King* William *and Queen* Mary, *of glorious Memory, entituled, An Act for defraying the publick and neceſſary Charge throughs out this Province, and for maintaining the Poor and preventing Vagabonds*, any thing to the contrary hereof in any wiſe notwithſtanding.

An Act for Encouraging the Returning of Net Cattle and Sheep to their Owners.

WHereas Cattle and Sheep often Stray from their Owners, who not knowing where to find them, ſeldom ſee or Recover them, *Be It therefore Enacted by his Excellency the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That any Perſon or Perſons finding, keeping or receiving any Net Cattle or Sheep in any of his Lands within Fence, from and after the firſt Day of *December* to the firſt Day of *May*, in every year, that ſhall not be his own, and ſhall not give an account of their or every of their Natural and Artificial Marks and Colours to the Clerk of the Town, or the next Juſtice of the Peace, to or in the Precinct, where ſuch Perſon or Perſons ſhall inhabit, that ſhall, from time to time, have any ſtray'd Net Cattle or Sheep in his or their poſſeſſion, within one Month after ſuch Strays, as aforeſaid, ſhall come to his or their knowledge, ſhall pay to the Owner of ſuch Strays, as aforeſaid, *Twenty Shillings* current Money of the Province of New-York, for every Net Cattle, and *Three Shillings* current Money aforeſaid, for every Sheep ſo detained or concealed, to be Recovered before any Juſtice of the Peace by any Perſon that will ſue and proſecute for the ſame; in which caſe the Oath of the Informer, or any other Perſon ſhall be ſufficient Evidence; To be levyed on his or their Goods and Chattles by Warrant from the Juſtice of the Peace before whom ſuch Information ſhall be brought, directed to the High-Sheriff of the County, or Conſtable of the Town or Precinct in which the ſaid Offender ſhall inhabit, who is hereby authorized and required to put the ſame in Execution; the ſaid Goods and Chattles to be publickly expoſed to Sale to the higheſt Bidder; the Forfeiture and reaſonable Charges being deducted, the Over-plus, if any be, ſhall be returned to the Owner, from whom the ſaid Goods and Chattles were taken.

And Be it further Enacted by the Authority aforeſaid, That if after ſuch account given of the Marks and Colours of ſuch Net Cattle and Sheep, as aforeſaid, to the Clerk of the Town or the next Juſtice of the Peace, as aforeſaid, the Owner or Owners of ſuch Net Cattle or Sheep ſhall not take care of the ſame, every ſuch

Owner

Owner or Owners ſhall pay to ſuch Perſon or Perſons who ſhall keep or maintain ſuch Cattle or Sheep, a reaſonable Recompence for ſo doing, from the Time of ſuch Notice, to be adjudg'd by any Juſtice of the Peace in the ſaid County.

An Act to prevent ſmall Stallions runing at large, and to Geld all Horſes under the Size therein mentioned.

WHereas a Breed of Horſes, whether for the Saddle or the Draft, will be of great benefit to the Inhabitants of this Colony, and which cannot be obtained while Stallions of ſmall ſize are ſuffered to run at large; In order therefore to prevent the ſame for the future, and to procure a ſtrong and large Breed of Horſes, *Be it Enacted by the Governour, Council and General Aſſembly of this Colony, and it is hereby Enacted by the Authority of the ſame,* That it ſhall be lawful for any Perſon whatſoever to Geld any Stone-Horſe runing at large in any Grounds within this Province, not encloſed, being above Three Years Old, and not being at the heighth of Fourteen Hands, to be meaſured from the loweſt part of the Hoof of the Fore-foot to the higheſt part of the Wither, and each Hand to contain Four Inches, *Engliſh* Meaſure; For which Gelding and Curing, upon delivering the Horſe ſafe and ſound to the Owner, who is hereby required to receive the ſame, he ſhall pay or ſecure to be paid, in thirty Days, unto the Gelder, the Sum of Twenty Shillings for Gelding and Curing the ſaid Horſe. And in caſe the Owner ſhall refuſe to pay or ſecure the payment of the Sum of Twenty Shillings, aforeſaid, unto the perſon Gelding and Curing the ſaid Horſe, that then and in ſuch caſe the Gelder ſhall take the ſaid Horſe to himſelf, and put his own Brand upon him, and uſe, ſell and diſpoſe of the ſame as his own proper Goods and Chattles. And in caſe the Owner Sue for the ſaid Horſe, or Damages for Gelding the ſame, the Gelder ſhall plead the General Iſſue, and give this Act in Evidence, and Treble Coſts ſhall be allowed to the ſaid Gelder.

And for preventing any Abuſes that may be committed, under colour of taking up and gelding of Horſes, in manner aforeſaid, *Be it further Enacted by the Authority aforeſaid,* That all and every perſon or perſons that ſhall take up any Stone Horſe or Horſes runing at large, as aforeſaid, under the Size and above the Age before mentioned, ſhall, before he preſume to Cut or Geld the ſame, carry ſuch Horſe or Horſes to the next Juſtice of the Peace of that County wherein ſuch Horſe or Horſes ſhall be taken up; and ſuch Horſe or Horſes ſhall be then and there meaſured, in manner aforeſaid, in the preſence of ſuch Juſtice of the Peace; and if ſaid Juſtice ſhall approve and allow of ſuch Horſe or Horſes to be above the Age and under the Size before mentioned, that then ſuch Horſe or Horſes ſhall and may be Gelt by ſuch perſon or perſons ſo taking up the ſame in manner aforeſaid. And if any perſon or perſons (except the rightful Owner or Owners) ſhall preſume to Geld any Stone Horſe or Horſes, not firſt having the Approbation and Allowance of ſuch Juſtice of the Peace, as aforeſaid, or ſhall Geld any Horſe or Horſes above the Size before mentioned, every ſuch perſon or perſons ſhall ſuffer Impriſonment by the ſpace of one Month, without Bail or Mainprize, and Forfeit to the Owner or Owners Treble the Value of ſuch Horſe or Horſes, to be appraiſed by three indifferent perſons of the Neighbourhood, and to be Recovered by Action of Debt, by Bill, Plaint or Information in any Court of Record within this Province, wherein no Eſſoyn, Protection or Wager in Law, or any more than one Imparlance ſhall be allowed. This Act to Commence the Fifteenth Day of *April* next enſuing, and to be in Force until the Fifteenth Day of *April* in the year of our Lord One Thouſand Seven Hundred and Twenty Six.

An Act for an Allowance to the Repreſentative of the Townſhip of *Schenectady* in the County of *Albany*.

BE *It Enacted by the Governour, Council and General Aſſembly, and by the Authority of the ſame,* That the Repreſentative of the Townſhip of *Schenectady* ſhall be allowed for his Service and Attendance in the General Aſſembly of this Province *Ten Shillings per Day*, to commence from the 15th Day of *May* laſt, in the year of our Lord 1718, and at no time to exceed Eight Days for his coming, and Eight Days for his Returning.

And be it further Enacted by the authority aforeſaid, That his Wages and Allowance ſhall be levyed, aſſeſſed, raiſed and paid in ſuch manner and form as is directed by an Act of the ſecond year of Queen *Anne*, entituled, *An Act for the better Explaining and more effectual puting in Execution an Act of General Aſſembly made in the third Year of the late King* William *& Queen* Mary, *entituled, An Act for defraying the Publick & Neceſſary Charge thro'-out this Province, and for maintaining the Poor and preventing Vagabonds.*

The following Act were alſo paſſed at the ſame time viz.

An Act for Reviving an Act of General Aſſembly, entituled, *An Act for the better ſettling the Militia of this Province.*

An Act for Reviving & Continuing an Act of General Aſſembly entituled, *An Act for Liſencing Hawkers & Pedlars within this Province.*

Theſe Acts were Publiſhed the Third Day of *July*, 1718.

Fifth Seſſions of the Second Aſſembly, 5*th* of K. *George*, 1719.

An Act for Explaining certain Clauſes in one Act of the General Aſſembly of this Colony, entituled, *An Act for a Supply to be granted to his Majeſty for the Supporting his Government in the Province of* New-York, &c.

An Act for Reviving an Act of General Aſſembly, entituled, *An Act for the eaſier Partition of Lands in joynt Tenancy or in common.*

An Act to enable the Treaſurer of this Colony to Remit *Ambroſe Phillips*, Eſq; the Sum of 187 Ounces and one half of Plate, for the Service of this Colony.

Sixth Seſſions of the Second Aſſembly, 5th of K. *George*, 1719.

An Act for Runing and Aſcertaining the Lines of Partition and Diviſion betwixt this Colony and the Colony of *Connecticut*.

WHereas at a Council held at Fort James (now Fort George) in this Colony of *New-York*, on the Twenty third Day of *November*, One Thouſand Six Hundred Eighty Three, at which Council Coll. Thomas Dongan, then Governour of this Province, and the Council of the ſame, on the one part; Robert Treat, Eſq; then Governour of the Colony of the Connecticut, Major Nathan Gold, Capt. John Allen, Secretary, and Mr. William Pitkin, Commiſſioners,

Commiſſioners, joyntly Impowered by the Goverment of Connecticut, on the other part, Did Conclude and Agree, touching and concerning the Runing and Aſcertaining the Lines of Partition and Diviſion between this Province and the Colony of Connecticut. Purſuant to which Agreement, Commiſſioners and Surveyors were appointed and commiſſionated, to wit, John Youngs, John Pell, Phillip Wells and Robert Vorklain, on the part and behalf of the Province of New-York, and Nathaniel Gold, Jonathan Selleck, Daniel Sherman and John Hariman, on the part and behalf of the Colony of Connecticut; Which Commiſſioners and Surveyors, appointed and commiſſionated on the part and behalf of each of the Governments before mentioned, did Repair to a certain place lying on the Eaſt ſide of the Mouth of Byram River, and known by the Name of Lyons Point, and by virtue of the Powers and Authorities in them lodged, did Agree, Determine and Aſcertain the ſaid Lines of Partition & Diviſion between the Province of New-York and Colony of Connecticut aforeſaid, and did begin at Lyons Point on the Mouth of the ſaid Byram River, and did actually Survey, Run, Diſtinguiſh, Determine and Mark out ſuch part of the ſaid Lines of Partition and Diviſion as did Aſcertain the moſt Southerly part of this Province bordering on the Colony of Connecticut, and part of the moſt Eaſterly part of this Province, bounding on the ſaid Colony; and did alſo Aſcertain, Determine and Fix a Point or place at Eight Miles Diſtance, on a North North Weſt Courſe, from the Sound, from Whence a Line ſhould run Parrallel to the Sound ſo far Eaſterly until it brings Hudſons River, from thence, the Diſtance of Twenty Miles, together with an addition allowed, as an Equivalent, in lieu of a Conceſſion then made on the part of this Province; And from thence a Line Parallel to Hudſons River, until it comes ſo far Northerly as the Line of Partition or Diviſion between the Colony of Connecticut and the Colony of the Maſſachuſets; Which Line aforeſaid to be run Parallel to Hudſons River, unto the Line of the Maſſachuſets Colony, was to be the Line of Partition and Diviſion between this Province and the Colony of Connecticut. All which ſaid Matters and Things agreed on, done, determined and fixt, as aforeſaid, was by the ſaid Commiſſioners and Surveyors (appointed and commiſſioned as aforeſaid) Reported and Submitted to the Governments of New-York and Connecticut, for their Allowance or Diſapprobation of the ſame. And the Governours of both the Colonies, to wit, Coll. Thomas Dongan, Governour of the Province of New-York, and Robert Treat, Eſq; Governour of the Colony of Connecticut, Did meet at the Town of Millford in the ſaid Colony of Connecticut, and there, on the Twenty Fourth Day of February, in the year One Thouſand Six Hunred Eighty Four, both the ſaid Governours did in the preſence of John Palmer, John Sprag and John Youngs of the Province of New-York, and Nathan Gold, William Jones, John Allen, John Naſh and William Pitkin of the Colony of Connecticut, Approve of, Ratifie, Confirm and Agree to what had been done by the Commiſſioners and Surveyors aforeſaid, and ordered the ſame to be entred as of Record in the publick Regiſters of the Province of New-York and Colony of Connecticut, which was accordingly done, and appears of Record in the Secretary's Office of this Province. All which ſaid Matters and Things done and agreed on by the Commiſſioners aforeſaid, and Ratified and Agreed to by the Governours aforeſaid, as well as the Articles of Agreement betwixt the ſaid Governours, was by His Majeſty King William the Third, of Glorious and Immortal Memory, with the Advice of his moſt Honourable Privy Council, on the Twenty Eight Day of March, One Thouſand Seven Hundred, Approved of and Confirmed, as by the ſaid Order of Council and his ſaid Majeſty's Letter of the Twenty Ninth Day of March, to his Governour of New-York, entred in the Secretary's Office of this Province, may more Fully and at large appear.

Commiſſioners names

Lines of Partition aſcertained,

And approved of both Govrrnmeut, Anno. 1684.

Confirmed by King William Anno 1700.

And whereas that part of the Lines of Partition and Diviſion betwixt this Province

Province and the Colony of Connecticut, which were to Run Parrallel to Hudſon's River, as aforeſaid, were never actually Surveyed and Markt out, nor the Places Aſcertained and Diſtinguiſhed, through which the ſaid Lines ſhould paſs, and the Marks of ſuch part of the Lines of Partition or Diviſion as were by the Surveyors aforeſaid then Run, Mark't out and Diſtinguiſhed, are by Lengah of Time worn out, or by the Contrivances and Wicked Practices of evil diſpoſed Perſons, Defaced, or altogether taken away, ſo that without Runing them a-new, the Places throw which ſuch Lines did or ſhould run, are not nor cannot be diſcovered and aſcertained; by reaſon of which Uncertainty ſeveral Perſons living near to the Places where it is ſuppoſed the ſaid Lines have and will Run, Elude the Laws in force in both Governments, by paying Obedience to neither, pretending ſometimes to be within the Province of *New-York*, at other times to be within the Colony of *Connecticut*, as it beſt Serves their purpoſes to evade paying their publick Taxes, and doing and performing ſuch Services as are done and performed by other his Majeſty's Subjects in both the ſaid Colonies of *New-York* & *Connecticut*. And ſeveral Perſons, Owners of conſiderable Tracts of Land, and willing to ſettle and improve the ſame, are deterred from ſo doing, leſt their Settlements and Improvements ſhould, on the diſcovery of the true places where the Lines, aforeſaid, ſhould run, prove to be in another Colony than that under which they had a Right to ſettle; which has proved a great hindrance to the further ſettling and improving that part of this Province lying near to and adjacent to the Colony of *Connecticut*, and encouraged ſeveral Perſons belonging to the Colony of *Connecticut* to incroach upon this Province.

In order therefore to prevent the Confuſions and Diſturbances that will otherwiſe Unavoidably follow, To Encourage the Further Settlement and Improvement of this Province, and that ſuch Perſons as are already ſettled near or adjacent to the Lines of Partition and Diviſion betwixt this Province and the Colony of *Connecticut* may peaceably and quietly enjoy the Fruits of their Labour and Induſtry, according to their ſeveral Rights, *Be It Enacted by the Governour, Council* and *General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That his Excellency the Governour of this Province, or the Governour and Commander in Chief of this Province, for the time being, do, by Commiſſion under the Great Seal of this Province, authorize and impower two or more ſuch Perſons as to the ſaid Governour or Commander in Chief, with the Advice of his Majeſties Council, ſhall ſeem moſt convenient and fit, in Conjunction with the Surveyor General of this Province, or his Deputy, approved of by the Governour or Commander in Chief, for the time being, with the Advice and Conſent of the Council, to Run, Mark out, Diſtinguiſh and Aſcertain the Lines of Partition and Diviſion between this Province and the Colony of *Connecticut*, according to the Agreements before-mentioned, which were approved and allowed of by the late King *William*, and in no other manner than it was agreed and approved of, as aforeſaid. And the ſaid Lines, when Run, and the Places Diſtinguiſhed, through which they ſhall paſs, are hereby *Declared* and *Enacted* to be the Lines of Partition and Diviſion betwixt this Colony and the Colony of *Connecticut*; and all Perſons whatſoever, Bodies Corporate and Politick are hereby Required to take Notice thereof, and govern themſelves accordingly, any Law or Uſage to the contrary hereof notwithſtanding.

The Lines of Partition to be new Run and aſcertained.

And whereas it is the Deſign, Intention and earneſt Deſire of the Legiſlature of this Province, That the Lines of Partition and Diviſion between the Colonies of *New-York* and *Connecticut* aforeſaid, be not only Run truly and fairly, but amicably and in Conjunction with Commiſſioners and Surveyors to be legally and ſufficiently impowered by the Government of *Connecticut*, if that Government ſhall ſo think fit, *Be it therefore Enacted by the Governor, Council and General Aſſembly of this Province of* New-York, *and it is hereby Enacted by the Authority of the ſame*, That before the Commiſſioners

missioners and Surveyor General (or Deputy approved of, as aforesaid) appointed and commissioned under the great Seal of this Province, enter upon and begin to run and ascertain the Lines of Partition and Division aforesaid, Timely Notice, (not less than Nine Months before such beginning to Run) shall be sent to the Governour of *Connecticut* from the Governour or Commander in Chief of this Province, by some Credible Person (who shall make Oath of the Delivery of the same) of the Time when the said Lines of Partition and Division are appointed to be Run and Ascertained, in order that Commissioners and Surveyors may be appointed by the Government of *Connecticut*, if they think fit to act in Conjunction with the Commissioners and Surveyor General, Commissioned by the Governour of this Province, as aforesaid, to Run and Ascertain the said Lines according to the Agreements made & Ratified by *Dongan* and *Treat*, Governours of *New-York* and *Connecticut* before mentioned, and Approved of and Confirmed by his late Majesty King *William*, as aforesaid. And in case the Government of *Connecticut* shall not think fit to appoint and legally and sufficiently Impower and Authorize any Persons to act in Conjunction with the Commissioners appointed by this Province, as aforesaid, It shall then be lawful for the Persons, Commissionated on the part and behalf of this Province, to Run and Ascertain the said Lines of Partition and Division between this Province and the Colony of *Connecticut*, and to put in Execution the several Directions in their said Commission contained, according to the true Intent and Meaning of this Act.

Notice to be given to the Governor of Connecticut of the Time of Runing said Lines.

Provided Always, That this Act, nor any part thereof, shall be in Force until his Majesty, his Heirs or Successors shall be graciously pleased to give the Royal Assent thereto.

An Act to Authorize the Justices of the Peace to Build and Repair Goals & Court-houses in the several Counties of this Province.

WHereas several Goals and Prisons within this Province, for want of due Repair, are become prejudicial to the Health of the Prisoners, and Insufficient for the safe Custody of them; and in some of the Counties within this Province there are not Houses or Places erected at the publick Charge for the keeping and holding of Courts; and many of those so erected, are Inconvenient for that purpose, which proves a great Obstruction to the publick Administration of Justice. In order therefore that convenient Court-houses may be erected where they are wanting, and those made Convenient that at present are not so, and that the Goals in the several Counties of this Province may be made Convenient and Sufficient for the Preservation and safe Custody of such Prisoners as are or shall be put into them, *Be It Enacted by the Governour, Council and Assembly, and it is hereby Enacted by the Authority of the same*, That it shall and may be lawful for the Justices of the Peace, or the greater number of them, within the Limits of their Commissions, upon Presentment of the Grand Jury or Grand Juries at the General Sessions of the Peace or General Goal Delivery, held for the said County (or upon their own View) of the Insufficiency or Inconveniency of their Goal or Prison, or the Inconveniency of their Court-house (and in case there be no Court-house or Goal in the County for which they are Justices) to Conclude and Agree upon such Sum or Sums of Money as upon Examination of sufficient and able Work-men shall be thought necessary for the Building, Finishing or Repairing a publick Goal or Goals, or Court-house, belonging to the County of which they are Justices of the Peace. Which Sum or Sums of Money so concluded and agreed upon, shall by the Assessors of the said County be charged upon the In-

habitants of the ſame, by even and equal Portions, according to their ſeveral Eſtates, to be levyed for the Uſes aforeſaid. And the Juſtices of the Peace are hereby Authorized and Impowered at the General Seſſions of the Peace held for each reſpective County, to direct their Warrants or Precepts to the Collectors, High-Conſtables, Petty-Conſtables, Bayliffs, or other Officer or Officers, as they in their Diſcretions ſhall think moſt convenient for levying the ſame.

And be it further Enacted and Declared, That if any Perſon or Perſons ſhall Refuſe or Neglect to pay his or their Aſſeſment by the ſpace of Fourteen Days, after Demand thereof by the proper Officer appointed to collect the ſame, Then it ſhall and may be lawful to and for the ſaid Collectors, by Warrants from any two of the Juſtices of the Peace preſent at the ſaid General Seſſions, as aforeſaid, to Levy the Sum aſſeſſed, by Diſtreſs and Sale of the Goods and Chattels of ſuch perſons ſo refuſing or neglecting to pay; and the Goods and Chattels then and there found, and the Diſtreſs ſo taken, to keep by the ſpace of ſix Days, at the Coſts and Charges of the Owner thereof, and if the ſaid Owner do not pay the Sum or Sums of Money ſo Rated or Aſſeſſed, within the ſpace of the ſaid ſix Days, then the ſaid Diſtreſs to be ſold by the Collector at a publick Out-cry or Vendue, for the payment of the ſaid Money, and the Overplus of ſuch Sale, (if any be) over and above the Sum ſo aſſeſſed, and Charges of taking and keeping the ſaid Diſtreſs, to be immediately returned to the Owner thereof. And the ſaid Juſtices of the Peace are hereby Authorized and Impowered under their Hands and Seals, or under the Hands of the greater Number of them, to agree with, Conſtitute and appoint one or more ſufficient Perſon or Perſons to be Receiver of the Money ſo aſſeſſed, the ſaid Receiver or Receivers firſt giving Security to be Accountable when thereunto required, for all Sums of Money Received and Disburſed by him or them, in purſuance of ſuch Order, as he ſhall have received under the hands and ſeals of the Juſtices of the Peace, or the greater Number of them. And if the ſaid Receiver or Receivers, High-Conſtable, Petty Conſtable or other Officer, ſhall by the ſpace of ſix Days after Demand, refuſe to account for all Sums of Money received by them in purſuance of this Act, then it ſhall and may be lawful for the Juſtices of the Peace, or the greater Number of them, to commit him or them to Priſon, there to remain without Bail or Mainprize until he or they ſhall have made a true Account, ſatisfied or paid ſuch Sum or Sums of Money as ſhall appear to remain in his or their hands. And the Receipt of ſuch a Receiver ſhall be a ſufficient Diſcharge to all High-Conſtables, Petty-Conſtables, or other Officer or Officers paying ſuch Sum or Sums of Money as they have Collected by Virtue of this Act. And the Diſcharge under the Hands and Seals of the Juſtices of the Peace, or the greater Number of them at their General Seſſions, to ſuch their Receivers, ſhall be deemed and allowed as a good and ſufficient Releaſe, Acqittance or Diſcharge in any Court of Law or Equity, to all Intents and Purpoſes whatſoever. And the ſaid Juſtices of the Peace are hereby Authorized and Impowered, or the greater Number of them, at their Seſſions to Covenant, Contract and Agree with any Perſon or Perſons for the well and ſufficient Building, Finiſhing or Repairing of the ſaid Goal or Goals, or Court-houſe, in the ſaid County to be Built, Finiſhed or Repaired.

And Be It further Enacted by the Authority aforeſaid, That if any Action, Suit, Plaint or Information ſhall be proſecuted againſt any Perſon or Perſons for what he or they ſhall do in Purſuance or in Excution of this Act, ſuch Perſon or Perſons ſo Sued in any Court whatſoever, ſhall and may plead the *General Iſſue* (Not Guilty) and upon any Iſſue joyned may give this Act and the ſpecial Matter in Evidence. And if the Plaintiff or Proſecutor ſhall become Non-ſuit, or Forbear further Proſecution, or ſuffer a Diſcontinuance, or if a Verdict paſs againſt him, the Defendants ſhall Recover Double Coſts, for which they ſhall have the like Remedy, as in any Caſe where Coſts by Law are given to Defendants.

Provided

Provided Always, and it is hereby further Enacted, That this Act, nor any part thereof ſhall be conſtrued to extend to the Counties of *Orange* and *Richmond* within this Province. This Act to Continue and be in Force in the County of *Weſtcheſter* for and during the Term of Five Years from the Publication of this Act, and no longer. And in the City and County of *Albany*, and the reſt of the Counties not Excepted in this Act, for and during the Term of Three Years from the Publication of this Act, and no longer.

This Act, is continued to the firſt of September 1725. by K. George

An Act Reviving an Act, entituled, *An Act for Regulating Slaves.*

BE *It Enacted by his Excellency the Governour, Countil and General Aſſembly, and by the Authority of the ſame,* That an Act, entituled, *An Act for Regulating Slaves,* made in the firſt year of Queen *Anne,* of Bleſſed Memory, expired by its own Limitation, ſhall be, and is hereby Enacted by the Authority aforeſaid, to be Revived and of Force until the Firſt Day of *July,* which ſhall be in the year of our Lord One Thouſand Seven Hundred and Twenty ſix.

An Act to Elect Superviſors in *Dutches County.*

WHereas by an Act made in the Twelfth year of the Reign of the late Queen *Anne,* entituled, *An Act for* Dutches County *to Elect a Superviſor, a Treaſurer, Aſſeſſors and Collectors,* the County ſince being increaſed in Inhabitants, and Settlements made; Now for the more eaſe and better defraying the publick Charge of the ſaid County, *Be It therefore Enacted by the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame,* That from and after the Publication of this Act, the ſaid County ſhall be divided into three Diviſions; The *South Diviſion* to begin at the South ſide of the *High-lands,* and Northward to the *Wapaingers-Creek*; The Middle-Diviſion to begin at the foreſaid *Wapaingers-Creek,* and ſo Northward to the *Cline Sopas-Iſland*; And the North-Diviſion to begin on the North ſide of the Middle Diviſion, and ending on the Norther-moſt Bounds and Extent of the County.

And for the better Advantage and more eaſie adjuſting the Accounts of Taxes in the ſaid County, and Payments of the County Charge, *Be it Enacted by the Authority aforeſaid,* That the Inhabitants of every reſpective Diviſion are hereby Required and Authorized, yearly and every year, upon the publick Election, being the firſt *Tueſday* in *April,* to Elect and Appoint in every Diviſion, a Supervizor for the ſaid County, who ſhall have the ſame Power, Function and Authority to raiſe publick Money to defray the neceſſary Charge of the County, and alſo adjuſt the Charges of the ſame, as all other Supervizors of this Colony, by Law, have, or ought to have.

An Act for Reviving an Act, entituled, *An Act for the Regulating and Returning able and ſufficient Jurors in Tryals at Law.*

BE *It Enacted by his Extellency the Governour, Council and General Aſſembly, and by the Authority of the ſame,* That one Act, entituled, *An Act for Regulating and Returning able and ſufficient Jurors in Tryals at Law,* made in the Eleventh year the of Reign of our late Sovereign King *William* the third, of glorious Memory,

Memory, expired by its own Limitation, ſhall be and is hereby Enacted by the Authority aforeſaid to be Revived and of Force for and until the firſt Day of *July*, which ſhall be in the year of our Lord One Thouſand Seven Hundred and Twenty ſix.

The following Act for Regulating Jurors was paſt in the eleventh year of King William.

An Act for the Regulating and Returning able and ſufficient Jurors in Tryals at Law.

WHereas great hurt and damage does ariſe to the Inhabitants of this Province by reaſon of the great Abuſes in returning of Jurors not ſufficiently qualified to diſcern the Cauſes in queſtion upon Tryals between Party and Party, That the ſame for the future may be Remedied, and that able and ſufficient Jurors, for Tryals hereafter to be had, may be duly returned by the Sheriffs, and other Officers authorized for that Service, *Be it Enacted by his Excellency the Governour, and Council and Repreſentatives convened in General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That all Jurors who are to be Returned for the Tryals of Iſſues joyned in any of her Majeſties Supreme or Inferiour Courts, or Courts of Mayors and Aldermen within this Province, who ſhall have Cognizance of any Pleas of his Majeſties Courts of *Kings Bench*, *Common Pleas*, or *Exchequor*, or before any Juſticesof Aſſize, or *Niſi prius*, *Oyer and Terminer*, *Goal Delivery*, or *General* or *Quarter-Seſſions of the Peace*, from and after the Publication hereof, in any City or County of this Province, ſhall every of them then have in their own Name and Right, a good Houſe or Meſſuage, with Ten Acres of Land, of Free-hold, in the reſpective County wherein they do reſide; and in the Cities of *New-York* and *Albany*, one Dwelling-houſe free from all Incumbrances, or a Perſonal Eſtate to the value of Fifty Pounds current Money of this Province, free and clear from all Debts and lawful Demands whatſoever, in the ſame City, Town and County where ſuch Jurors ſhall reſide, all which Perſons, having ſuch Eſtate in manner aforeſaid, are hereby inabled & made liable and ſufficiently qualified to be returned, and to ſerve as Jurors for the Trials of Iſſues before the Juſtices and Courts aforeſaid, any Law or Statute to the contrary notwithſtanding. And if any perſon of a leſſer Eſtate and value ſhall be reſpectively returned opon any ſuch Jury or Tales, in default of ſuch Jurors it ſhall be a good cauſe of Challenge, & the party returned ſhall be diſcharg'd upon the ſaid Challenge or his own Allegation and Oath thereof. And that the ſame hereafter may be duly obſerved, the Writ of *Venire facias* which ſhall hereafter be awarded and directed for the Impannelling of Juries, in caſes aforeſaid, within any City and County within this Province, ſhall have mentioned, in the Body thereof, *Twelve free and lawful men of the Neighbourhood, of which each of them ſhall have in their own Name and Right a good Houſe or Meſſuage, with ten Acres of Land of Free-hold in the County, and in the Cities of* New-York & Albany *a dwelling Houſe free from all Incumbrances, or a Perſonal Eſtate to the value of Fifty Pounds free and clear from all Debts and lawful Demands whatſoever*; and the Preamble and reſidue of the ſaid Writ ſhall be after the uſual manner. And that upon every ſuch Writ and Writs of *Venire facias* the Sheriff, Coroner, or other Miniſter of each reſpective City and County in this Province, unto whom the making of the Pennel ſhall appertain, ſhall not return any perſon in any ſuch Pannel, unleſs he ſhall then have the Eſtate, as aforeſaid, reſpectively in the ſame Cities and Counties where the Iſſue is to be tryed.

And that Jurors may the better appear upon Tryals at the Courts aforeſaid,

Be

Be it further Enacted by the Authority aforesaid, That the Sheriffs of the respective Cities & Counties of this Province, for the time being, shall from henceforth cause twelve good and lawful men, qualified as aforesaid, to be duly summoned or warned two days, at least, before the beginning of the respective Courts aforesaid, to be and appear at the first day of the sitting of the said respective Courts, and there to attend during the Sessions of the said Courts; to perform their Duty and Service to the Court, as Jurors or Jurymen, in such cases between party and party, wherein they shall be respectively return'd and impannelled, upon pain that every of them that shall make Default to appear and attend at and during the Session of the said Court, unless they have leave from the said Court to depart, to forfeit the sum of *Thirteen Shillings* & *four pence*, current Money of this Province, to such use as the said Court shall appoint, and the same to be levyed, recovered and had by the Sheriff or his Deputy, in such manner and ways as Issues of Jurors are used to be levyed formerly. *Provided also*, That there shall not be returned any person to serve as a Juror aforesaid, who is under the Age of one and twenty years, any thing to the contrary notwithstanding. And this Act to remain in force for two years next after the Publication hereof, and no longer.

An Act for Repealing an Exception or Proviso mentioned and expressed in one Act of General Assembly, entituled, *An Act for the better laying out, Regulating, Clearing and Preserving Publick Common High-ways in this Colony, and for Erecting and Building a County Goal and County-house in the County of* Richmond.

WHereas in an Act, entituled, *An Act for the better laying out, Regulating, Clearing and Preserving Publick Common High-ways in this Colony, and for the Erecting and Building a County-Goal and County-House in the County of* Richmond, passed in the third year of the Reign of the late Queen *Anne*, it is amongst other things Enacted, 'That the great Road within the County of *Richmand* shall only extend 'in breadth Four Rod English Measure, & no more, and the lesser Roads in the 'said County shall be of the breadth of three Rod English measure, and no more, '*Except, and always Provided*, Where and when a Road is or shall be directed and 'laid out through any Persons Land, who, by his Patent is obliged to allow a 'greater breadth for Roads and High-ways, Several unhappy Differences having arisen amongst the Inhabitants in the said County, occasioned by the said *Proviso* concerning the said lesser Roads. To prevent therefore any further Difference that shall or may arise in or about the lesser Roads in the said County, *Be It Enacted by the Governour, Council and General Assembly, and by the Authority of the same*, That the said Exception, Proviso or Clause in the said Act mentioned, for the breadth of the lesser Roads in the County, shall be, and is hereby Repealed, made Null, Void and of None Effect. And the said lesser Roads in the County aforesaid shall be of the breadth of three Rod, and no more, any thing in the said Act, or any other Act, contained to the contrary thereof in any wise notwithstanding.

The following Act were also passed at the same time viz.

An Act Reviving an Act, entituled, *An Act appointing an Agent for this Colony at the Court of* Great Britain.

An Act for laying a Duty on Empty Casks Imported into this Colony.

An Act for Destroying Wolves in *Dutches County*.

An Act for Settling the Estate of *Thomas Lewis*, late of the City *New-York*, Deceased.

An Act for a Supply to be granted to his Majesty for Supporting his Government in the Province of *New-York*, from the first Day of *July*, which shall be in the year of our Lord 1720. until the first Day of *July*, One Thousand Seven Hundred and Twenty One.

An Act for Raising the Quantity of Sixty Ounces of Plate for the Township of *Schenectady* in the County of *Albany*.

An Act Reviving an Act, entituled; *An Act for laying a Duty on Goods sold by Auction, Vendue or Out-cry.*

Seventh Sessions of the Second Assembly, 5th of K. *George*, 1720.

An Act for a Supply to be granted to his Majesty for Supporting his Government in the Province of *New-York*, during the Time therein mentioned, and for Repealing one Act of the General Assembly of this Province, entituled, An Act for a Supply to be granted to his Majesty for Supporting his Government in the Province of *New-York*, from the first day of *July*, which shall be in the year of our Lord One Thousand Seven Hundred and Twenty, until the First Day of *July*, One Thousand Seven Hundred and Twenty One.

WHereas the Fonds and Duties laid by one Act of the General Assembly of this Province, made in the Fifth year of his Majesty's Reign, entituled, An Act for a Supply to be granted to his Majesty for Supporting his Government in the Province of New-York, from the first day of *July*, which shall be in the year of our Lord One Thousand Seven Hundred and Twenty, Until the first day of *July*, One Thousand Seven Hundred and Twenty One, are by Experience found not to be sufficient to raise a Support for his Majesty's Government of this Province, as it was thereby intended to do, but that some Deficiencies have been, and more are likely to be, if the same Duties only are Continued; The General Assembly of this Province taking the same into their serious Consideration, and knowing that it is necessary to provide an Ample and Honourable Support for his Majesty's Government here; and being heartily willing on all occasions to Demonstrate their Loyalty & Affection to his Majesty's Person and Government, and their sincere Regards to the Person his Majesty has been graciously pleased to place over them, Pray that it may be Enacted, And it is hereby Enacted by the Governour, Council and General Assembly of this Province, That the said Act of the General Assembly of this Province, made in the Fifth year of his Majesty's Reign, entituled, An Act for a Supply to be granted to his Majesty for Supporting his Government in the Province of New-York, from the first Day of *July*, which shall be in the year of our Lord One Thousand Seven Hundred and Twenty, until the first Day of *July*, One Thousand Seven Hundred and Twenty One, Be, and is hereby Repealed. And that for the better Defraying the Publick and Necessary Charges and Expences of this his Majesty's Government, It be Enacted by the Governour, Council and General Assembly, And it Is hereby Enacted by the Authority of the same, That from and after the Publication of this Act, there be Levyed, Collected and Paid the

several

several and respective Duties and Customs hereafter mentioned and specified, which are hereby given and granted unto his Majesty, his Heirs and Successors, from the Publication of this Act, until the first Day of *July*, which will be in the year of our Lord One Thousand Seven Hundred and Twenty Six, *Viz.*

Duty on Wine

For every Pipe of Wine that shall be Imported into this Colony, directly from the place of its Growth, Production or Manufacture, the Sum of Seven Ounces and a half of Plate, of the Spanish Coyns of Sevil, Pillar or Mexico, or the Value thereof in Lyon Dollars or half Dollars, at Fifteen penny weight each Dollar; or in Bills of Credit made current in this Colony, and so in proportion for all greater or smaller Quantities Imported, as aforesaid.

On Rum & Spirits

For every *Gallon of Rum, Brandy* or other *Distilled Liquors* Imported directly from the place of its Production or Manufacture, the Sum of Fifteen Grains of Plate aforesaid.

For every Gallon of Rum or other Spirits Distilled in this Province wholly or in part from Mollasses, the Sum of Fifteen Grains of Plate aforesaid.

Not directly from the place of production

For every *Gallon of Rum, Brandy*, or other *Distilled Liquors* not directly Imported from the place of its Production or Manufacture, or Imported in any Vessel which has Traded, Trafficqued or broke Bulk in any other Port or Place after the same has been Laden on board her, and before her coming into this Colony, the Sum of Thirty Grains weight of Plate aforesaid (Cases of Evident Necessity only excepted.)

On Salt

For every *Bushel of Salt* Imported into this Province, the Sum of Fifteen Grains weight of Plate aforesaid.

Mollasses

For every *Gallon of Mollasses* Imported into this Colony, the Sum of Ten Grains weight of Plate aforesaid.

On Cocoa

For every *Hundred weight of Cocoa* Imported into this Colony, the Sum of Ten penny weight of Plate aforesaid.

European goods from Boston

For *All European Goods* Imported into this Colony from *Boston*, Twelve Ounces of Plate aforesaid, for every hundred Pounds Value, *prime Cost*, and so in proportion for any greater or smaller Quantity.

From other his Majesty's Plantations

For *All European Goods* Imported into this Colony from any other of his Majesty's Plantations, the Province of *Pennsilvania* excepted, for such European Goods only brought here, as are Imported into the said Province of *Pennsilvania* directly from *Europe*, Eighteen Ounces and three Quarters weight of Plate foresaid, for every hundred Pounds Value, prime Cost, so Imported; and so in proportion for any greater or smaller Quantity.

On Negro from Africa

For *Every Negro* Imported directly from *Africa*, Five Ounces weight of Plate aforesaid, and no greater or other Sum whatsoever, any former or other Law to the contrary hereof in any wise notwithstanding.

Not from Africa

For every *Negro* or other *Slave* not Imported directly from *Africa*, the Sum of Ten Ounces weight of Plate aforesaid, Negroes or other Slaves belonging to the Navigation of any Ship, Sloop or other Vessel, and Slaves belonging to the Neigbouring Colonies, going to and from one Colony to the other on the Service of their Owners, Masters or Mistresses, and Negro or other Slaves under the Age of Four years, only excepted.

The Age of Negroes

And whereas Debates and Controversies may arise touching and concerning the Age of Negro or other Slaves so Imported, *Be it Enacted by the Authority aforesaid*, That in such Case the Negro or other Slave so Imported, shall be brought before any two of the Aldermen of the City of *New-York*; who shall, by Inspection, finally Determine whether the Age of the said Negro or other Slaves be under the Age of Four years, or not.

Tonnage of Vessels

For the *Tonnage of all Vessels* Trading into or out of this Colony, the Sum of Seven Penny weight and half of Plate aforesaid, for each Ton, and no greater or other Sum whatsoever, Coasting Sloops belonging to the *Massachusets, Rhode-Island*,

Iſland, Connecticut or *New-Jerſey*, whileſt their Navigation is to and from thoſe parts; Ships directly from *Great Britain*; Ships and other Veſſels built in this Colony, and alſo ſuch Ships or other Veſſels as were wholly owned by the Inhabitants thereof before the firſt Day of *September*, One Thouſand Seven Hundred and Sixteen; and ſuch Veſſels as have been free from paying the Duty of Tonnage by Act or Acts of General Aſſembly of this Province, Only Excepted, any Law to the Contrary hereof notwithſtanding. Which ſaid Duty of Tonnage is hereby Directed and Enacted to be paid by the Maſter or Commander of every Ship or Veſſel, within ſix Days after the Arrival of the Ship or Veſſel by him Commanded, upon Penalty of Forfeiture of Two Ounces of Plate aforeſaid for every Ton ſuch Ship or Veſſel containeth, the Duty of which is neglected or refuſed to be paid by the Maſter or Commander aforeſaid, To be Recovered before any two Juſtices of the Peace, *Quorum Unus*, upon the Oath of one or more Credible Witneſſes, that ſuch Maſter or Commander has refuſed to pay the Duty by this Act appointed to be paid for the Tonnage of the Ship or other Veſſel of which he is Maſter or Commander. Or in caſe the ſaid Maſter or Commander ſo cited before the Juſtices aforeſaid, doth not then produce before the ſaid Juſtices a Receipt and Diſcharge from the Tonnage Officer for the Duty of Tonnage then becoming due for the Ship or Veſſel by him the ſaid Maſter Commanded or navigated, Two thirds of the Forfeiture aforeſaid to be paid to the Treaſurer of this Colony, for the time being, to be applyed to the Support of the Government of this Colony; the other Third to him that will Sue, as aforeſaid, for the ſame.

How Veſſels ſhall be meaſured.

And for the more effectual Aſcertaining and Securing the Duty of Tonnage, in and by this Act laid and appointed, *Be it Enacted by the Authority aforeſaid*, That the Burthen of all Ships and Veſſels liable to pay the Duty of Tonnage, ſhall by the Owner, Maſter or Commander be Reported upon Oath. And if the Tonnage Officer ſhall ſuſpect any Owner, Maſter or Commander to have made a ſhort Report of the true Contents or Tonnage of his Ship or Veſſel, the ſaid Officer, or ſuch Sworn Perſon, Surveyor or Guager as he ſhall Imploy, ſhall immediately repair on Board ſuch Ship or Veſſel ſo by him ſuſpected, and take the true Tonnage thereof; and if it be a Veſſel of one Deck, there ſhall be meaſured the the length of the Keel on the out ſide, and the breadth of the ſaid Veſſel from out-ſide to out-ſide, to be meaſured along the Midſhip Beam; and the Depth of the Hold from the Ceiling cloſe to the Kelſon, to the under part of the Deck Plank; Which length of the Keel ſhall be Multiply'd by the breadth of the ſaid Veſſel, meaſured as above, and the Product thereof ſhall be Multiplyed by the Depth, and the whole be Divided by Ninety Five, and the Quotient of ſuch Diviſion ſhall be the Contents of the Tonnage of every Ship and Veſſel of one Deck. And for every Ship or Veſſel of two Decks, her Keel and Beam ſhall be meaſured, as before directed, on and from out-ſide to out-ſide, and half the Heighth between Decks ſhall be added to the Depth of her Hold, meaſured as before; and the length of ſuch Ship or Veſſel ſhall be Multiplyed by her breadth, and the Product Multiplyed by her depth of Hold, and half the height between the Deck added together, and the whole Divided by Ninety Five the Quotient ariſing from ſuch Diviſion ſhall be the Contents or Tonnage of every Ship or Veſſel of two Decks.

Cuſtom-houſe Officers not to clear a Veſſel before Tonnage be paid

And be it further Enacted by the Authority aforeſaid, That if any Officer belonging to his Majeſty's Cuſtom-houſe in this Colony ſhall clear any Ship or Veſſel liable to pay the ſaid Duty of Tonnage, until it ſhall appear to the ſaid Officer by a Certificate under the hand of the Tonnage Officer, that the Duty for Tonnage, laid by this Act, hath been paid and diſcharged for ſuch Veſſel, according to the true meaning and intent of this Act, every ſuch Officer of the Cuſtoms, ſo Clearing ſuch Ship or Veſſel, ſhall pay double the Sum that ought to have been paid

been paid for the Tonnage of ſuch Ship or Veſſel ſo cleared contrary to the meaning of this Act, to be Recovered and applyed as aforeſaid.

Negroes Imported into this Colony to be Reported within 48 hours.

And for the more Effectual Collecting and Securing the Duty on Negro and other Slaves, laid by this Act, *Be it Enacted by the Authority aforeſaid*, That every Maſter or Commander of any Ship or Veſſel arriving within this Colony, ſhall, within Forty eight hours after his arrival within this Colony, make Report to the Officer appointed to collect the Duties on Negroes, of all Negroes or other Slaves imported in the Ship or Veſſel by him Commanded, and make Oath before the Mayor of the City of *New-York*, or any Juſtice of the Peace, for the time being, What Number of Negro or other Slaves hath been brought into this Colony in the Ship or Veſſel of which he is Maſter or Commander, and to Whom Conſigned or belonging; and on his neglecting or refuſing to take ſuch Oath, ſhall Forfeit Forty Pounds current Money of this Province, to be Recovered and Applyed as aforeſaid.

Not to be landed before Duty be paid or ſecured.

And be it further Enacted by the Authority aforeſaid, That the Maſter or Commander of any Ship or Veſſel Importing Negroes into this Colony, or the Owner of any ſuch Negro or other Slaves, or Factor to whom ſuch Negro or other Slaves is Conſigned, ſhall not be permitted to Land any ſuch Negro, or other Slave, without firſt having a Certificate from the Officer appointed to Collect the ſaid Duty, That ſuch Maſter, Owner or Factor hath paid, or ſecured to be paid, the Duty appointed by this Act to be paid for every ſuch Negro ſo imported. And any Negro, or other Slave, that ſhall be Landed or put on Shore, for which the Duty aforeſaid has not been paid, or ſecured to be paid, ſhall be Forfeited; ſuch Forfeiture to be Recovered in manner herein before directed; and after Sale of the ſaid Negro, or other Slave, by publick Out-cry, the Money thereby ariſing to be divided and applyed as afore directed: And the Maſter, Mate or Commader of any ſuch Ship or Veſſel importing Negroes, as aforeſaid, who ſhall Land, or ſuffer to be Landed or put on Shore, any Negro or other Slave, without firſt having, or having a Certificate produced to him from the proper Officer, that the Duty appointed by this Act to be paid for ſuch Negro, or other Slave to be put on Shore, is paid or ſecured to be paid, every ſuch Maſter, Mate or Commander ſo Landing, or ſuffering to be Landed, or put on Shore, any Negro or other Slave, contrary to the True Meaning and Intent of this Act, ſhall, for every Negro or other Slave ſo Landed and put on Shore, Forfeit the Sum of Forty Pounds, to be Recovered and Applyed as aforeſaid; and the ſaid Negro or Negroes, or other Slave or Slaves ſhall be Forfeited, as herein is before directed.

Tonnage officer to keep a book for the Duty of Slaves

And it is hereby further Enacted by the Authority aforeſaid, That the Officer appointed for the Collecting and Receiving the ſaid Duty, ſhall, in a Book to be kept for that purpoſe, keep an exact Account of the Names of all Negroes and other Slaves Imported, and of the Perſon Importing the ſame, the Time When, and in what Veſſel Imported or brought in, as aforeſaid, and ſhall, upon the receiving the ſaid Duty, give a Receipt to the Owner or Poſſeſſor of the ſaid Slaves, expreſſing the Name of him or her the ſaid Slave, the Sum received of him or her the ſaid Owner or Poſſeſſor, the Time of the ſaid Slaves Importation, and in what Veſſel Imported, or how brought in; for which Receipt or Certificate the ſaid Officer ſhall receive the Sum of Five penny weight of Plate aforeſaid: And the ſaid Receipt, upon the Sale of any the ſaid Slaves, ſhall be delivered by the Seller of any the ſaid Slaves to the Perſon buying the ſame, the better to enable ſuch Purchaſer to make Proof that the Duty laid by this Act hath been paid for ſuch Slave, according to the true intent and meaning thereof.

Tonnage officer to give Security.

And Be It Enacted by the Authority aforeſaid, That the Officer appointed to Collect the Duties of *Tonnage* and *Negro Slaves* herein mentioned, ſhall enter into Recognizance to his Majeſty, his Heirs and Succeſſors, with ſufficient Sureties, in the Sum of One Thouſand Pounds, Current Money of this Province (if not already

already done) for the True and Faithful Diſcharge of his ſaid Office in Collecting, Receiving and Paying the ſeveral Duties and Sums of Money by him to be Collected and Paid, according to the directions of this Act. And the ſaid Officer is hereby permitted to retain in his hands the Sum of Two Hundred Ounces of Plate aforeſaid, as a Reward for his Care, Diligence and Pains in the Performance of the ſeveral Services in and by this Act of him required, for each year he ſhall remain in the ſaid Office.

Negroes excepted from Duty.

Provided always, and it is hereby Enacted by the Authority aforeſaid, That any Gentleman or Gentlewoman, coming into this Colony, may Import one Slave, to attend on their Perſons, without paying any Duty for the ſame; but if ſuch Gentleman or Gentlewoman ſhall ſell and diſpoſe of ſuch Slave, without having firſt paid the Duty for the ſame, as by this Act is directed, ſuch Perſon ſo ſelling and diſpoſing contrary to the meaning of this Act, ſhall be liable to the Forfeitures therein contained, to be Recovered and applyed as aforeſaid, any thing in this or any other Act to the Contrary hereof in any wiſe notwithſtanding.

AND Whereas the Neceſſities of this Government are ſuch as require a preſent Supply, and cannot wait the coming in of the Duties Impoſed by this Act, In order therefore to provide for the ſame in the moſt effectual manner,

Bills of Credit to be printed.

Be it Enacted by the Governour, Council and General Aſſembly of this Province, and it is hereby Enacted by the Authority of the ſame, That Bills of Credit, to the Value of *Five Thouſand Ounces of Plate,* be forth-with Made and Printed, upon the Credit of the Duties and Fonds ariſing or to ariſe by Virtue of this Act, That is to ſay,

The Number of each Bills.

Six Thouſand and One of ſuch Bills, of the Value of Two Penny weight and Twelve Grains of Plate of the *Spaniſh Coyns* of *Sevil, Pillar* or *Mexico.*

Four Thouſand ſuch Bills of the Value of Three Penny weight and Eighteen Grains of like Plate.

Four Thouſand ſuch Bills of the Value of Six Penny weight and ſix Grains of like Plate.

Four Thouſand ſuch Bills of the Value of Seven Penny weight and Twelve Grains of like Plate.

One Thouſand Seven Hundred and Fourteen ſuch Bills of the Value of Eight Penny weight and Eighteen Grains of like Plate. Upon every of which Bills ſhall be Impreſsd, on the Right ſide of the ſaid Bills, about the middle of the ſide, the Arms of the City of *New-York.* And the ſaid Bills ſhall be in the Form following, *viz.*

The from of the Bill.

THis Indented Bill of - - - - - Penny Weight - - - - Grains of Plate, due from the Colony of *New-York* to the Poſſeſſor thereof, ſhall be in Value equal to Plate, and ſhall be accordingly accepted by the Treaſurer of this Colony, for the Time being, in all publick Payments, and for any Fond, at any Time, in the Treaſury. Dated in New-York the Tenth Day of *November,* One Thouſand Seven Hundred and Twenty, by Order of the Governour, Council and General Aſſembly.

The Signers Named,

Which Bills ſhall be Signed and Numbred by *David Provooſt,* Eſq; *John Janſen,* Eſq; *Jacobus Kipp,* Eſq; *Gererdus Beekman,* jun. Eſq; or any three of them; and in caſe of the Death of any of the ſaid Perſons, the ſaid Bills ſhall be Signed and Numbered by the major part of the Perſons above mentioned, then alive.

The Bills ſhall paſs currant till 1726.

And the Bills of Credit aforeſaid, to be made and iſſued by Virtue of this Act ſhall be and continue Current until the firſt Day of *July,* which will be in the year of our Lord One Thouſand Seven Hundred and Twenty Six, and no longer; At which time all the ſaid Bills ſhall be ſunk and deſtroyed by the Treaſurer of this Colony.

And

And Whereas it may ſo happen, that many of the ſaid Bills, may, after the ſaid firſt Day of *July*, which will be in the year of our Lord One Thouſand Seven Hundred and Twenty Six, be and remain in the hands of private Perſons remote, ſo that they cannot conveniently be brought to the Treaſurer of this Colony, in order to be ſunk and deſtroyed on the ſaid firſt day of *July*, *Be it therefore Enacted by the Authority aforeſaid*, That any Perſon or Perſons who ſhall on the ſaid Firſt day of *July*, or on or before the firſt day of *January*, which ſhall be in the aforeſaid year of our Lord One Thouſand Seven Hundred and Twenty Six, bring and deliver to the Treaſuer of this Colony, for the time being, any Bill or Bills made Current by this Act, every Perſon ſo bringing and delivering any ſuch Bill or Bills, ſhall by the ſaid Treaſurer by paid the Value of them out of the Fonds or publick Money then in his hands, ariſing by Virtue of this Act, if any ſuch there be; and if not, then out of any other Publick Money or Bills in his hands, at the time of bringing and delivering ſuch Bill or Bills. Which ſaid Bill or Bills ſo brought in and delivered to the Treaſurer, ſhall by him be ſunk and deſtroyed at the times of delivering the ſame, on or before firſt Day of *January* aforeſaid; after which Day the ſaid Treaſurer is not to Exchange any of the Bills made Current by this Act, nor take them in Payment longer then till the firſt Day of *July*, which will be in the year One Thouſand Seven Hundred and Twenty Six, aforeſaid.

And that it may be truly known what Number and Value of Bills are ſunk and deſtroyed on the ſaid firſt day of *July*, which will be in the year of our Lord One Thouſand Seven Hundred and Twenty Six, or at any time before the ſecond day of *January* then next following, *It is hereby further Enacted* That the Treaſurer of this Colony at that, or any of thoſe times being, ſhall keep a true and perfect Account of all ſuch Bills by him received and deſtroyed, which Account he ſhall render upon Oath, if thereto required by the Governour, Council and General Aſſembly, or either of them.

The Signers to take an Oath

And be it Enacted by the Authority aforeſaid, That the Perſons appointed for the ſigning of the ſaid Bills of Credit, ſhall take an Oath before any one of the Aldermen of the City of *New-York*, for the true ſigning and delivering of all the ſaid Bills of Credit, that is to ſay, That they the Signers, or the greater Number of them then alive, will truly ſign all the ſaid Bills of Credit made current by this Act, and no more, except impowered by an Act of Aſſembly of this Province, or ſome Equal or Superior Authority ſo to do; and that they the Perſons ſigning the ſame, will deliver unto the Treaſurer of this Colony, for the time being, all the Bills of Credit ſo ſigned by them, and no more than the Number mentioned in this Act, according to the true intent and meaning of the ſame.

The Signers Reward.

And be it Enacted by the Authority aforeſaid, That *David Provooſt*, *Jacobus Kipp*, *Johannes Janſen* and *Gererdus Beekman*, Eſqrs. appointed hereby to ſign the Bills of Credit made current by this Act, ſhall for ſuch their Service have paid unto each of them or each of their Executors or Aſſigns by the Treaſurer of this Colony, for the time being, in Bills of Credit made current by this Act, or any other Act of the General Aſſembly of this Province, the Sum of Fifty Ounces of Plate as a Reward for their Trouble in Signing and Numbring the Bills aforeſaid.

The Printers Reward.

And be it Enacted by the authority aforeſaid, That the Printer appointed to Print the ſaid Bills of Credit ſhall receive, as a Reward for his Printing and providing Pens and Ink to ſign the ſame, the Sum of one Hundred and Twenty five Ounces of Plate, to be paid him by the Treaſurer of this Colony, in Bills of Credit made Current in the ſame. And the ſaid Printer is hereby Required and Directed to deliver to the Signers of the ſaid Bills by this Act appointed, every Bill of Credit by him the ſaid Printer printed; and ſhall, upon his Delivery of the ſaid Bills to the ſaid Signers, take an Oath upon the holy Evangeliſts, That the Bills of Credit then by him delivered are all the Bills of Credit by him Printed by Virtue of this Act; Which Oath all or any of the Signers, is hereby directed and required to

Adminiſter.

Adminiſter. And if more Bills happen to be Printed than by this Act are Appointed and Enacted to be Current, the Signers hereby appointed are directed and required to burn and deſtroy ſuch Supernumerary Bills as ſhall be printed and delivered to them.

And be it further Enacted by the Authority aforeſaid, That the Bills of Credit Appointed and Enacted by this Act to be Current till the Firſt Day of *July*, which will be in the year of our Lord One Thouſand Seven Hundred and Twenty Six, ſhall be received in all Caſes whatſoever, by any Perſon within this Province, and be as effectually Current as any other Bills of Credit made Current in this Colony by any Act of the General Aſſembly of this Province; and the Perſon refuſing to take them in Payment for any Sum due, or hereafter to become due, or for any Contract already made, or hereafter to be made, or for any Conſideration whatſoever, for any Effects or Services already delivered or performed, or hereafter to be delivered or performed, ſhall be liable, and is hereby made liable and ſubjected to all the Penalties and Forfeitures contained in any or all the Acts of the General Aſſembly of this Colony at any time Enacting and Enforcing the Currency of Bills of Credit, as fully, to all Intents, Conſtructions and Purpoſes whatſoever, as if the words of all or any the Acts before ſaid, relating to the Bills of Credit, or Enacting and Enforcing the Currency of ſuch Bills of Credit in them mentioned, had been Particularly expreſſed or tranſcribed, and hereby Enacted, any thing in this Act, or any other to the Contrary hereof in any wiſe notwithſtanding.

Penalty for Counterfeiting the Bills.

And be it Enacted by the Authority aforeſaid, That if any Perſon or Perſons whatſoever ſhall preſume to Conterfeit any of the Bills of Credit made Current by this or any other Act of the General Aſſembly of this Province, or ſhall Alter any of the ſaid Bills made Current, as aforeſaid, ſo that they ſhall appear to be of greater Value than by any of the ſaid Acts the ſame Bills, ſo altered, were Enacted, Signed and Numbred to paſs current for, or ſhall knowingly paſs any of the Bills aforeſaid, ſo Counterfeited or Altered, every Perſon Guilty of Counterfeiting or Altering the ſaid Bills, as aforeſaid, ſhall be Guilty of Felony, and Convicted of ſuch Counterfeiting or Altering, ſhall ſuffer Death accordingly, and not have the benefit of Clergy. And every Perſon knowingly paſſing any ſuch Counterfeit or Alter'd Bill, and Convicted thereof, ſhall alſo ſuffer the Pains of Death without benefit of Clergy.

Duty for weighing at his Majeſty's Beam.

And be it further Enacted by the Authority aforeſaid, That for all Bread and Flower brought to his Majeſty's Beam and weighed, there ſhall be paid, for weighing the ſame, unto his Majeſty, his Heirs and Succeſſors, the Sum of five Grains of Plate aforeſaid, for every Hundred weight ſo weighed. And for every other Things, Goods, Wares and Merchandize whatſoever (Cocoa excepted) brought to his Majeſty's Beam and weighed, there ſhall be paid the Sum of Ten Grains weight of Plate aforeſaid, for every Hundred weight ſo weighed, and ſo in Proportion for any greater or ſmaller Quantity.

Cocoa to be weighed.

And be it Enacted by the Authority aforeſaid, That all Cocoa Imported into this Colony, be brought to the Beam aforeſaid, and weighed, and that there be paid unto his Majeſty, his Heirs and Succeſſors, the Sum of Five Grains weight of Plate aforeſaid, for every Hundred weight of Cocoa ſo weighed, and ſo in proportion for any greater or ſmaller Quantity, any thing in this Act to the contrary notwithſtanding.

Penalty for not weighing Cocoa.

And Be it further Enacted by the Authority aforeſaid, That for the better and more effectual Collecting and paying the Rates and Duties herein and hereby given and granted for weighing the Cocoa before mentioned, any Perſon or Perſons who ſhall import into this Province of *New-York* any of the ſaid Cocoa without weighing the ſame at his Majeſties Beam, and anſwering and paying the Rates and Duties by this Act appointed and directed to be paid for weighing the ſame,

ſhall

ſhall Forfeit all the ſaid Cocoa ſo imported as aforeſaid, contrary to the true intent and meaning of this Act, to be Recovered before any two of his Majeſties Juſtices of the Peace of the ſaid Colony, by any perſon who ſhall ſue for the ſame, one half to his Majeſty, his Heirs and Succeſſors, and the other half to ſuch Perſon who ſhall ſue and proſecute, to effect, for the ſame.

Maſters of Veſſels to enter all goods imported.

And for the due, orderly and effectual Collecting the Rates and Duties before Impoſed on *Wine*, *Rum*, *Brandy* or other *Diſtilled Liquors*, *Cocoa*, *Salt*, *Mallaſſes*, and *European Goods* not brought directly from *Europe*, and for preventing Frauds and Imbezelments of theſe Rates and Duties, *Be it further Enacted by the Authority aforeſaid*, That the Maſter, Mate or Purſer of every Ship or Veſſel that ſhall come into any Creek, Port or Harbour within this Province to Trade or Traffique, ſhall repair and come to his Majeſties Cuſtom-Houſe, and there make Report of all and every ſuch Parcel or Parcels of Goods, Wares or Merchandize laden, taken and being on Board ſuch Ship or Veſſel whereof he is Maſter, Mate or Purſer, and alſo declare upon Oath, That he hath not broke Bulk ſince his arrival within this Province, and before he made ſuch Report, as aforeſaid. And every Merchant and Factor or Freighter, who ſhall have any Goods, Wares or Merchandize on board any Ships or Veſſels, as aforeſaid, ſhall at the ſaid Cuſtom-Houſe make a true and diſtinct Entry of all and every ſuch Parcel or Parcels of Goods, Wares or Merchandize as he hath on Board any and every ſuch Ship or Ships, Veſſel or Veſſels, as aforeſaid.

Merchants to make diſtinct Entries.

Entries of European goods to be according to the prime coſt.

And in caſe any Difference ſhall ariſe touching and concerning the Value of *European Goods*, not brought directly from *Europe*, ſo entred, the Collector, for the time being, or his Deputy, is hereby Authorized and Required to adminiſter an Oath to all and every ſuch Perſon or Perſons making ſuch Entry, as aforeſaid, That the ſaid Entry is according to the Invoice or Invoices ſent to him or them from the place or places from whence ſuch Goods or Merchandizes did come. And if the Collector or his Deputy ſhall not reſt ſatisfied there-with, the Merchant or Merchants entring ſuch *European Goods*, ſhall give Proof, upon Oath, of the Value of the ſame, as near as may be, and pay the Duties accordingly.

Goods landed before entred are forfeited,

And Be it further Enacted by the Authority aforeſaid, That if any Maſter or Purſer of any Ship or Veſſel whatſoever, or any Merchant, Factor, or other, ſhall break Bulk or Land any Goods, Wares or Merchandize whatſoever, before he or they make Report and Entry, and pay, or ſecure to be paid, the Duties hereby Impoſed, All the Goods ſo Landed or taken from on Board, without or before Report and Entry made, ſhall be Forfeited, one Third part whereof to be to his Majeſty, his Heirs and Succeſſors, to be applyed to the Support of his Majeſty's Government in this Colony, one Third part to the Governour or Commander in Chief of this Colony, for the time being, and the other third part to the Perſon who ſhall ſue and proſecute, to effect, for the ſame, by Bill, Plaint or Information in any Court within this Province.

Penalty for unloading of Salt before the Duty be paid.

And for the more effectual Prevention of Defrauding and With-drawing the Duty by this Act Laid on *Salt* Imported into this Colony, *Be It Enacted by the Authority aforeſaid*, That every Maſter, Mate or other Commander or Perſon having Charge of any Ship or Veſſel, or any other Perſon whatſoever, who ſhall Land, Unlade or Sell, or Deliver any *Salt* Imported into this Province, without the Duty having been firſt paid, or ſecured to be paid for the ſame, ſhall, for every Offence, Forfeit the Sum of *One Hundred Pounds* Current Money of this Province, and all the *Salt* ſo Landed, Unloaded, Sold or Delivered contrary to the true Intent and Meaning of this Act; To be Recovered by Action of Debt, Bill or Information in any Court within this Province, by any Perſon who will ſue for the ſame, to be applyed as is herein before directed.

Duty on Spirits diſtilled in this Province,

And Be It Enacted by the Authority aforeſaid, That every Perſon within this Province who ſhall Diſtil or Make any *Rum*, *Spirits* or *Strong Waters* either in

whole or in part from *Mollaſſas* Imported into this Colony, ſhall, within Ten Days after the Publication of this Act, repair to the Treaſurer of this Colony, for the time being, and there make a true, full and perfect Entry, upon Oath, of all the ſaid *Spirits* ſo *Diſtilled*, as aforeſaid, that are in their poſſeſſion or Cuſtody, or in the Poſſeſſion or Cuſtody of any other Perſon or Perſons for their Uſe or Behoof, and of all ſuch *Spirits Diſtilled*, as aforeſaid, that have by ſuch *Diſtiller* been Sold or Diſpoſed of, either by themſelves or by any other Perſon or Perſons by the Command or Direction of ſuch *Diſtiller*, or for their Uſe or Behoof ſince the Publication of this Act, and ſhall then pay unto the ſaid Treaſurer the Sum of *Fifteen Grains weight of Plate*, for every *Gallon* of ſuch *Spirits* aforeſaid, as are in their Cuſtody or the Cuſtody of any body for them, *diſtilled* ſince the Publication of this Act, and that have been Sold by themſelves or any body for them, and to their Uſe. Which Oath the ſaid *Treaſurer* is hereby directed and required to Adminiſter.

Diſtillers to enter with the Treaſurer.

And it is hereby further Enacted by the Authority aforeſaid, That every Perſon *Diſtilling Rum*, *Spirits* or *ſtrong Waters*, as aforeſaid, ſhall on every Ninetieth Day after any of their Entry with the *Treaſurer*, as aforeſaid, or if the ſaid Ninetieth Day happen on a *Sunday*, then on the next following Day repair to the *Treaſurer* aforeſaid, and make a true Entry, upon Oath, of the Quantity of ſuch Spirits, as aforeſaid, by him *Diſtilled*, or by any body for his Uſe or Behoof, and pay the Duty of Fifteen Grains weight of Plate aforeſaid, for every Gallon ſo Diſtilled; and ſo on every Ninetieth Day during the Continuance of this Act.

Diſtillers to take out a Liſence,

And it is hereby further Enacted by the Authority aforeſaid, That no Perſon whatſoever, not being, at the time of the Publication of this Act, a Diſtiller of Strong Waters, ſhall ſet up or erect any Still-houſe or Still, or Diſtil ſuch Rum or Spirits, aforeſaid, without firſt making known to the Treaſurer of this Colony, for the time being, his Intentions of Diſtilling of ſuch Spirits, and taking a Liſence from the ſaid Treaſurer for his ſo doing. Which Diſtiller, ſo Liſenced, ſhall, on every Ninetieth Day after his obtaining the ſaid Liſence, repair to the Treaſurer aforeſaid, and Enter truly, upon Oath, what Spirits has by him been ſo Diſtilled, as aforeſaid, and pay the Duty accordingly.

Penalty for not taking a Liſence.

And be it Enacted by the Authority aforeſaid, That any Perſon within this Colony, who ſhall Make or Diſtil any Rum, Spirits or Strong Waters, as aforeſaid, either in whole or in part from *Malloſſas* Imported into this Colony, without Entring with the Treaſurer, as by this Act is directed, and paying the Duty hereby appointed, every ſuch Perſon ſhall, for every ſuch Offence, Forfeit the Sum of One Hundred Pounds Current Money of this Province, To be Recovered by any Perſon that will Sue for the ſame, in any Court within this Province, one half thereof to the Governour of this Province, for the time being, and the other half to ſuch Perſon as will ſue and proſecute for the ſame.

Penalty for making a ſhort Entry.

And Be it further Enacted by the Authority aforeſaid, That any Perſon making, upon Oath, a ſhort or untrue Entry, whereby the publick ſhall be Defrauded of the Duties ariſing by this Act on Rum or Spirits diſtilled, or to be diſtilled, as aforeſaid, and thereof Convicted in any Court of Record within this Province, ſhall Forfeit One Hundred Pounds, to be applyed as aforeſaid; and ſuch Perſon, ſo Convicted, ſhall ſuffer the Pains and Penalties by the Law to be Inflicted on Perſons guilty of Willful and Corrupt Perjury, any thing in this or any other Act to the contrary notwithſtanding.

Penalty for not paying the Duties.

And be it further Enacted by the Authority aforeſaid, That all and every perſon and perſons Importing into this Province any the *European Goods*, *Cocoa*, *Malloſſas*, *Salt*, *Wine*, *Rum*, *Brandy*, or other *Diſtilled Liquors*, ſhall upon Entring the ſame, pay to his Majeſty, his Heirs and Succeſſors, the Duties herein before given and ganted thereon; or in caſe the Duties riſing by this Act, upon ſuch Importation, ſhall amount to above the Sum of Ten Pounds, ſhall well and ſufficiently ſecure the

the ſame to be paid, as aforeſaid, within the ſpace of ſix Weeks from the Day of the Entry thereof. And if any Perſon or Perſons ſhall refuſe or delay to pay or ſecure to be paid the ſaid Duties, that then and in ſuch caſe it ſhall and may be lawful for the Collector to take and detain the ſaid *European Goods*, *Cocoa*, *Wine*, *Rum*, *Brandy* or other *Diſtilled Liquors*, for the ſpace of ſix Weeks, or until the Duty, given by this Act, is, and ſhall be paid and ſatisfied. And if the Duties be not paid within the ſaid ſix Weeks, that then the Collector ſhall and may, at the expiration thereof, expoſe to Sale the Goods, Wares and Merchandizes ſo detained, returning to the Owners the Over-plus, if any be, the Duties and Charges of the Sale being firſt deducted; Which Duties ariſing upon ſuch Sale ſhall forth-with be paid by the Collector aforeſaid to the Treaſurer of this Colony, for the time being, to be applyed as by this Act is directed, for the Support for the Government of this Province.

Duties to be paid to the Treaſurer.

And be it further Enacted by the Authority aforeſaid, That the ſeveral and reſpective Duties hereby laid and given, ſhall be paid to the Treaſurer of this Colony, for the time being, who is hereby impowered to receive the ſame.

Importers to give a Copy of their Entry to the Treaſurer and the Treaſurer to give a permit.

And be it further Enacted by the Authority aforeſaid, That upon the Importation of any *European Goods*, *Cocoa*, *Malloſſas*, *Salt*, *Wine*, *Rum*, *Brandy* or other *Diſtilled Liquors* aforeſaid, the Owner or Owners, Importer or Importers thereof ſhall give to the Treaſurer a Copy of the Entry of the reſpective Quantities of the ſeveral Goods aforeſaid, ſo by him entered with the Collector, and pay, or ſecure to be paid for the ſame, as directed by this Act, the Duties aforeſaid; and that upon the Payment, or Security given, the ſaid Treaſurer ſhall give to the Importer or Owner aforeſaid, without Fee or Reward, a Certificate, ſignifying that the Duty for ſuch and ſuch Quantities of Goods, Wares and Merchandizes as are by him Imported, are paid, or ſecured to be paid; Upon which Certificate the Collector ſhall permit the Owner or Owners, Importer or Importers to Unload and Land the ſaid Goods, Wares and Merchandize, and not otherwiſe.

And be it further Enacted by the Authority aforeſaid, That the before mentioned Duties on *Negroes* and the *Tonnage of Veſſels*, and the Duties given for *weighing at his Majeſty's Beam* ſhall be paid to the ſaid Treaſurer by the reſpective Officers appointed or to be appointed to collect and receive thoſe Duties, when and ſo often as they ſhall be thereunto, reſpectively required by the ſaid Treaſurer, whoſe Receipt ſhall be a ſufficient Diſcharge to the ſaid Officer for the ſame.

Act againſt Pedlers continued.

And be it further Enacted by the Authority aforeſaid, That the Act, Entituled, *An Act for Lyſencing Hawkers and Pedlers*, Be, and is hereby Continued until the firſt day of *July*, which will be in the year of our Lord One Thouſand Seven Hundred and Twenty Six, and the Duty thereby ariſing is hereby directed to be paid to the Treaſurer of this Colony, for the time being, any thing in the ſaid Act to the contrary hereof in any wiſe notwithſtanding.

How the Treaſurer ſhall diſpoſe of or pay the Duties by him received.

And be it further Enacted by the Authority aforeſaid, That the Treaſurer of this Colony, for the time being, ſhall pay, or cauſe to be paid, all and every Sum and Sums of Money that ſhall come to his hands by Virtue of this Act, and not particularly diſpoſed of by this Act, to ſuch Perſon or Perſons, and in ſuch manner as he ſhall, from time to time be directed by Warrant or Warrants to be paſſed in Council, under the Hand and Seal of the Governour or Commander in Chief of this Colony, for the time being, by and with the Advice and Conſent of the ſaid Council; which Warrants, endorſed by the Perſons to whom they are made payable, ſhall be a ſufficient Diſcharge to the ſaid Treaſurer; which Warrants ſhall be Numbered and paid in courſe, according to their Number. And to the end the Treaſurer may at all times know what Warrants are drawn, the Clerk of the Council, for the time being, is hereby directed and required, immediately after the drawing of any Warrant or Warrants, to ſignifie to the Treaſurer, under his Hand, the Name or Names of the Perſon or Perſons to whom ſuch Warrant

or Warrants are made payable, together with the the Sum and Numbers of the ſame.

How Aſſembly-men ſhall be paid.

And be it Enacted by the Authority aforeſaid, That the Treaſurer of this Colony ſhall, out of any publick Money in his hands, pay or cauſe to be paid in Bills of Credit made Current in this Colony, to all and every the Members of the General Aſſembly of this Colony, *Ten Shillings per Diem* for each Day they have ſerved, or ſhall ſerve, from the firſt day of this preſent ſitting of Aſſembly, to the expiration of the ſame, according to a Certificate to be produced to him by every of the ſaid Members, ſigned by the Speaker of the ſaid Aſſembly, for the time being, expreſſing the Number of Days that each Member has attended the Service of the ſaid General Aſſembly; and the Receipt of each of the ſaid Members endorſed on his Certificate, ſhall be a ſufficient Diſcharge to the ſaid Treaſurer for ſo much.

The Treaſurer's Reward.

And be it further Enacted by the Authority aforeſaid, That the Certificate for the Service of the Speaker in the Aſſembly, ſhall be ſigned by the Majority of the Members of the ſaid Aſſembly; and the Treaſurer is hereby ordered to take notice thereof, and pay it accordingly. And the ſaid Speakers Receipt ſhall be a Diſcharge to the ſaid Treaſurer for ſo much.

And be it further Enacted by the Authority aforeſaid, The the Treaſurer of this Colony, for the time being, ſhall retain in his hands the Sum of *Five Pounds* for every *Hundred Pounds* received and paid by him, as a Reward for his Service in receiving and paying the Moneys to be received and paid by him, by Virtue of this Act; and ſhall be Accountable to the Governour, Council and General Aſſembly of this Province, or either of them requiring the ſame. *Provided and it is hereby Enacted*, That for Bills of Credit hereby made Current, he ſhall only take *Two and a half per Cent.* for receiving and paying the ſame.

An Act for the further Continuing an Act, entituled, *An Act for laying a Duty on Goods ſold by Auction, Vendue or Out-cry*, and for rendring the ſame more Effectual.

BE *It Enacted by the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That an Act, entituled, *An Act for laying a Duty on Goods Sold by Auction, Vendue or Out-Cry*, made in the third year of his now Majeſty's Reign, ſhall Continue and be in Force until the firſt Day of *July*, which ſhall be in the year of our Lord One Thouſand Seven Hundred and Twenty Six, and no Longer.

And Be It Enacted by the Authority aforeſaid, That if the Vendue-Maſter, for the time being, ſhall neglect or refuſe to pay to the Treaſurer, aforeſaid, the ſeveral Sums of Money now in his hands by Virtue of the Act aforeſaid, within Forty Days after the Publication of this Act, or ſhall neglect or refuſe to pay to the Treaſurer, aforeſaid, the ſeveral Sums of Money ariſing and becoming due on Goods Sold by Auction, Vendue or Out-cry, within Ten Days after the ſame is by the ſaid Vendue-Maſter to be paid, or ſhall not duely and truly Account with the ſaid Treaſurer, in ſuch manner as is directed in and by the ſaid Act of General Aſſembly of this Province, made in the year of our Lord One Thouſand Seven Hundred and Seventeen, entituled, *An Act for laying a Duty on Goods Sold by Auction, Vendue or Out-Cry*, that then and in ſuch Caſe the ſaid Treaſurer, for the time being, ſhall, and is hereby required, Directed and Commanded to put the Bond of the ſaid Vendue-Maſter in Suit againſt the ſaid Vendue-Maſter and his Sureties, in caſe any ſuch Bond there be.

And be It Enacted by the Authority aforeſaid, That in caſe there be no ſuch Bond and Security, as by the ſaid Act is directed, the ſaid Treaſurer is hereby Directed,

Required

Required and Commanded to Sue the ſaid Vendue-Maſter for ſuch Sum and Sums of Money as are now in his hands, and the Accounts given in by the ſaid Vendue-Maſter to the General Aſſembly ſhall be allowed as Evidence to prove what Money is in his hands, and the Jurors ſhall be directed to find accordingly.

And be it further Enacted by the Authority aforeſaid, That the ſaid Vendue-Maſter ſhall enter into Recognizance, in the Sum of Five Hundred Pounds, with two ſufficient Securities, to be approved of by the Treaſurer of this Colony, for the time being, in the Sum of Two Hundred and Fifty Pounds each, That the ſaid Vendue-Maſter ſhall well and truly Receive, Collect and Pay the ſeveral Duties appointed by the Act aforeſaid to be collected, received and paid, and in all things Faithfully and Truly demean himſelf according to the Directions of the ſaid Act. And if the Vendue-Maſter, that now is, ſhall neglect or refuſe to enter into ſuch Recognizance, with Sureties, as herein is directed, within ten days after Publication of this Act, the Governour of this Province, for the time being, is hereby humbly deſired to appoint ſome other Perſon in the place and ſtead of the ſaid Vendue-Maſter that now is; Every ſuch Vendue-Maſter, being ſo appointed, being hereby required to enter into ſuch Recognizance, as before is directed, within ten days after his being ſo appointed, or otherwiſe not to hold the ſaid Place or Office, any thing in the ſaid Act to the contrary hereof in any wiſe notwithſtanding.

An Act Directing and Appointing the Value that Lyon Dollars ſhall paſs Current for within this Province.

BE It *Enacted by the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That every Lyon Dollar of the weight of ſeventeen Penny weight, and not Counterfeit, ſhall, from and after the Publication hereof, be taken, received and paid, and paſs Current at the Rate, and be of equal Value to *Fifteen Penny weight* of *Sevil*, *Pillar* or *Mexico Plate*; and the Treaſurer of this Colony, and all other Perſons, are hereby directed and required to take and receive the ſame at the ſaid Value of Fifteen Penny weight of Plate, aforeſaid, any Law, Cuſtom or Uſage to the contrary hereof in any wiſe notwithſtanding.

An Act for Reviving an Act of General Aſſembly, entituled, *An Act for Mending and keeping in Repair the Poſt-Road from* New-York *to* Kings-Bridge.

BE It Enacted by the Governour, Council and Aſſembly, and it is hereby Enacted by the Authority of the ſame, That one Act of General Aſſembly, entituled, *An Act for Mending and keeping in Repair the Poſt-Road from* New-York *to* Kings-Bridge, paſſed in the Twelfth year of the Reign of her late Majeſty, Queen *Anne*, Expired by its own Limitation, ſhall be of Force, from the Publication hereof, until the firſt day of *May*, which ſhall be in the year of our Lord One Thouſand Seven Hundred and Twenty Eight, and no longer,

An Act for Continuing an Act, Entituled, *An Act for the Encouragement of Whaling.*

BE It Enacted by the Governour, Council and Aſſemby, and by the Authority of the ſame, That one Act of General Aſſembly, entituled, *An Act for the Encouragement of Whaling*, made in the ſeventh year of the the Reign of her late Majeſty, Queen *Anne*, of Glorious Memory, Expired by its own Limitation, ſhall be, and is hereby Enacted by the Authority aforeſaid to be of Force, from the Publication hereof, for and until the firſt day of *December*, which ſhall be in the year of our Lord One Thouſand Seven Hundred and Twenty Six, and no Longer.

An Act to Impower the Juſtices of the Peace in the County of *Weſtcheſter* to Aſſign a Place to Build a Court-Houſe and Goal for that County.

WHereas the Juſtices of the Peace for the County of *Weſtcheſter* are in and by one Act of General Aſſembly, entituled, *An Act to Authorize the Juſtices of the Peace to Build and Repair Goals and Court-Houſes in the ſeveral Counties of this Province*, made in the Fifth year of the Reign of his Majeſty King *George*, Authorized and Impowered at the General Seſſions of the Peace held for that County, to direct their Warrants for Levying and Collecting ſuch Sum and Sums of Money as ſhall be thought Neceſſary for the Building and Repairing Publick Goal or Goals, or Court-Houſe; And the Juſtices for the ſaid County having not agreed on the Place where ſuch Goal or Court-Houſe, for the ſaid County, ſhall be built,

Be It Enacted by the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame, That the Juſtices of the Peace in the ſaid County, or the major part of them at ſuch Time or Times as they ſhall think fit, after the Publication of this Act, are hereby Authorized, Impowered and Required to agree upon, nominate and aſſign ſome Convenient Place, within the ſaid County, to Erect and Build a Court-Houſe and Goal for the Uſe of the ſaid County of *Weſtcheſter*, any Law, Uſage or Cuſtom to the contrary in any wiſe notwithſtanding.

An Act for the Encourgement of the *Indian* Trade, and rendring it more Beneficial to the Inhabitants of this Province, and for Prohibiting the Selling of *Indian* Goods to the *French*.

WHereas it is found by Experience, that the *French* of *Canada*, by means of Indian Goods purchaſed from the Inhabitants of this Province, have not only almoſt wholly engroſſed the *Indian Trade* to themſelves, but have, in great meaſure, with-drawn the Affections of the *Five Nations* of *Indians* from the Inhabitants of this Province, and rendred them Wavering in their Faith and Allegiance to his Majeſty; and will, if ſuch Trade be not prevented, altogether alienate the Minds of the ſaid *Indians*, which will prove of the moſt Dangerous Conſequence

Conſequence to the *Engliſh Intereſt* in *America.* In Order therefore to Prevent the ſame,

Be It Enacted by his Excellency the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame, That it ſhall not be Lawful for any Perſon whatſoever, within this Government, directly or indirectly, to Treat, Trade, Bargain with, Sell or Deliver to any Subject of the *French* King's, or to any Perſon or Perſons whatſoever for or on the behalf of any ſuch Subject, any of the Cloaths known by the Name of *Stroud Waters*, *Duffils* or *Trucking Cloth*, *Indian Blankets*, *Indian Coats*, *Half Thicks*, *Guns*, *Kettles*, *Stockins*, *Shirts*, *Flints*, *Steels*, *Awl-Blades*, *Swords*, *Piſtels*, *Powder*, *Lead*, or any other Goods or Commodities commonly called or known by the Name of *Indian Goods* or *Commodities*, or taken, deemed, eſteemed or underſtood to be *Indian Goods* or *Commodities*.

And be it further Enacted by the Authority aforeſaid, That every Perſon whatſoever within this Colony, or that ſhall hereafter be within this Colony, who contrary to the Meaning and intent of this Act, ſhall, directly or indirectly Treat, Trade, Bargain with, Sell or Deliver to any Subject of the *French* King's, or to any other Perſon or Perſons for or on the behalf or to the uſe of any ſuch Subject, any of the Indian Goods or Commodities herein before mentioned, meant or intended by this Act to be prohibited, ſhall, for every ſuch Offence, Forfeit all and every the Goods and Commodities ſo Treated, Traded for, Bargained for, Sold or Delivered, as alſo the Sum of One Hundred Pounds current Money of this Colony, to be Recovered before any two Juſtices of the Peace within this Colony, Mayor of the City of *Albany*, or Commanding Officer of the Garriſons of *Albany*, *Schenectady* or *Fort Hunter*, upon the Oath of one or more of the Diſcoverers, or other credible Witneſs or Witneſſes, by any Perſon that will diſcover and ſue for the ſame, to be applyed as follows, viz. The one half or moyety of the Fine of One Hundred Pounds for the behoof of his Majeſty, for Building & Repairing the Fortifications of this Colony, and the other half or moyety of the ſaid Fine of One Hundred Pounds, together with all the Goods or Commodities ſo Prohibited and Diſcovered, to the ſole uſe, benefit and behoof of ſuch Perſon who ſhall Diſcover and Sue for the ſame, as aforeſaid.

Penalty for Trading with the French.

And Be it Enacted by the Authority aforeſaid, That any of the Goods or Commodities herein before mentioned, or meant and intended by this Act to be Prohibited, that ſhall be found upon the Body of any Perſon whatſoever, or in the Poſſeſſion, Houſe, Barn, Stable, Barrack, Out-houſe, Hay or Corn-Rick or Stack, Boat, Sloop, Canow, Float, Rift, or any Water-Carriage whatſoever, or upon a Horſe, Ox or any Beaſt whatſoever of Carriage, or in a Waggon, Cart, Sled, or any other kind of Land Carriage, or in the Orchard, Garden, Cloſe, Field, Ground (Rivers, either under or above the Water) of any Perſon whatſoever, or in any Place whatſoever to the Northward of a Line extending from the North Limits and Boundaries of the City of *Albany*, due Eaſt and Weſt by the Natural Poſition, unto the utmoſt Eaſtern and Weſtern Limits and Boundaries of this Province, ſhall be Forfeited, and the Perſon or Perſons upon whoſe Body or in whoſe Poſſeſſion or Houſe any the before-mentioned Goods and Commodities ſhall be found, or that ſhall in any manner or way, by Land or Water, be found Tranſporting the ſame, or that ſhall in any manner Conceal or endeavour to Conceal the ſame, and the Perſon or Perſons Owning any the ſaid mentioned and intended Goods, and cauſing the ſame to be Tranſported, ſhall be deemed, taken and eſteemed to be a Trader contrary to the true intent and meaning of this Act, and ſhall Forfeit the ſaid Goods ſo found and diſcovered, and the Sum of One Hundred Pounds, as before in this Act is directed.

Places where Indian goods ſhall not be carried or concealed.

And Be it Enacted by the Authority aforeſaid, That the High-Sheriff of the County of Albany, or his Deputy or Deputies, or ſuch Perſon or Perſons as he ſhall think convenient, make a diligent Search and Enquiry in all Houſes, Out-houſes,

Barnes,

The High-Sheriff to make ſearch for Indian goods.

Barnes, Stables, Barracks, Ricks or Stacks of Hay or Corn, Boats, Sloops, Canows, Carts, Waggons, Sleds, or other Land or Water Carriage, and in all other Places by him Suſpected, to the Northward of the Line before-mentioned, in order to Diſcover and Seize any of the before-mentioned Goods and Commodities Prohibited, or meant and intended to be Prohibited by this Act, and the Perſon or Perſons Trading with, Concealing, Owning, Tranſporting or cauſing to be Tranſported any of the before-mentioned or intended Goods or Commodities. And the ſaid High-Sheriff, or Perſon or Perſons by him Deputed and appointed, are hereby Impowered to enter into any Houſe, Out-houſe, Barn, Stable, Sloop, Boat, Canow, and, if need ſhall require, break open the Door of any Houſe or Chamber, and the Hatches of any Veſſel, any Trunks, Cheſts, Boxes, Preſſes, Caſes, and open any Packs, Fardels or Bundles, in which he or they ſhall ſuſpect that any of the before-mentioned Goods, Prohibited, or meant and intended by this Act to be prohibited, are concealed.

Indian goods diſcovered, to be ſeized, condemned and ſold,

And Be it Enacted by the Authority aforeſaid, That upon the Diſcovery of any of the before-mentioned Goods, prohibited, or meant and intended to be by this Act prohibited, ſuch Goods ſhall be immediately Seized by the perſon or perſons diſcovering the ſame, and brought before the Mayor of the City of Albany, or the Commanding Officer of the Garriſon of Albany, Schenectady or Fort Hunter, and upon Oath made by the Diſcovery of one or more credible Witneſſes, that the Goods ſo ſeized were found in ſome place to the Northward of the Eaſt and Weſt Line aforeſaid, the ſaid Mayor or Commanding Officer ſhall Adjudge the ſaid Goods to be Forfeited; and the ſaid Mayor or Commanding Officer who ſhall adjudge the Goods, ſo diſcovered, to be Forfeited, ſhall iſſue his Warrant to the High-Sheriff of the City and County of Albany, or his Deputy, to Apprehend as well the Owner and Owners of the ſaid Goods, as the Concealer and Concealers, Tranſporter and Tranſporters, Seller and Sellers of the ſaid Goods ſo Diſcovered, and ſhall commit them and every of them to Goal, there to remain until they and every of them pay the Value of the ſaid Goods ſo ſeized, and the Sum of One Hundred Pounds current Money of this Province. And the Mayor or Commanding Officer making out ſuch Warrant, to be by him given to the Perſon Diſcovering the ſame; and the ſaid Goods, ſo Seized, ſhall be to him, her or them that ſhall Diſcover or Seize the ſame. And if in caſe it ſo happen that the Owners and other Perſon concerned in Selling, Tranſporting, Delivering or Concealing any of the Goods ſo Seized, lie hid, or abſent themſelves, ſo that they, or any of them, cannot be found, Then and in ſuch Caſe the Mayor or Commanding Officer is hereby Directed and Required to Iſſue his Warrant to the Sheriff, to Levy, by Diſtreſs, the Sum and Sums of Money Forfeited by each Perſon ſo abſenting himſelf, upon the Goods and Chattels of the ſaid Perſon, which ſhall be immediately after expoſed to Sale for the payment of the ſaid Sum and Sums ſo Forfeited, and the Over-plus, if any be, after ſuch Sale, ſhall be Returned to the Owner.

And the owner to be Impriſoned.

Penalty on Officers for not doing their duty.

And be it further Enacted by the Authority aforeſaid, That if the Mayor or Commanding Officer, or Sheriff neglect their Duty and Service required of them by this Act, in not Condemning Goods ſo Diſcovered, or not Iſſuing the Warrants, Levying by Diſtreſs, Searching, or any manner of way, contrary to the true Intent and Meaning of this Act, or the Perſon or Perſons Diſcovering, agree to take any leſs Sum than by this Act is Appointed, ſuch Mayor, Sheriff, Commanding Officer, Perſon or Perſons above-ſaid ſhall Forefeit the Sum of *Five Hundred Pounds* Current Money of this Colony, for every ſuch Offence, to be applyed towards the Supporting of this his Majeſty's Government, and for the Building and Repairing the Fortifications of the ſame, to be Recovered at the Supreme Court by his Majeſty's Attorney General, or ſuch Perſon or Perſons as he ſhall Impower to Sue for the ſame, in which there ſhall be no Eſſoyn, Protection or Wager of Law allowed, or any more than one Imparlance. This

This Act to Continue and be of Force for and during the Term of Three Years, from the Publication hereof, and no Longer, any Law, Usage or Custom to the Contrary hereof in any wise Notwithstanding.

The following Act were also passed at the same time viz.

An Act appointing the several Persons therein named and appointed to let to Farm the Excise of strong Liquors, *&c.*

An Act for continuing the Currency of Bills of Credit, *&c.*

An Act for continuing an Act, entituled, *An Act for the better settling the Militia*, &c.

An Act for continuing an Act, entituled, *An Act for the further laying out and clearing High-ways*, &c.

Eighth Sessions of the 2d Assembly, *7th* of K. *George*, 1721.

An Act for the better Clearing and further Laying out High-ways.

FOR the better Attaining the End designed by an Act, entituled, *An Act for the Laying out, Regulating, Clearing and Preserving Publick Common High-ways through-out this Colony*, made in the second year of the Reign of her late Majesty, *Be it Enacted by the Governour, Council and General Assembly, and by the Authority of the same*, That the Persons herein after named, shall be, and are hereby appointed Commissioners, and Impowered, Authorized and Required to put the Services intended by the said Act in execution through the respective Counties and Precincts for which they shall be named (that is to say)

Commissioners of Queens County.

For *Queens-County*, the Persons hereafter mentioned, For the Townsship of *Jamaica*, Jonathan Whitehead, Esq; Richard Bets, Esq; and Capt. Gabriel Luff.

For the Townsship of *Newtown*, Joseph Sacket, Esq; Mr. Robert Field and Mr. James Harrard.

For the Townsship of *Flushing*, Capt. Thomas Willet, Mr. Charles Doughty and Mr. John Tallman.

And for the Townsship of *Hampstead*, Capt. John Tredwel, Mr. William Willis, and Mr. John Jackson, jun.

And for the Townsship of *Oysterbay*, Capt. James Dickinson, Mr. Joseph Carpenter, and Mr. Samuel Mackoon, or any two of them.

King County.

For *Kings-County* Twelve, (*viz.*) that is to say, For the Townsship of *Brookland*, Capt. John Rappalee, and Mr. Hans Burgin.

For the Towsship of *Bushwick*, Mr. Johannes Schenck, and Mr. Nicholas Volkersen.

For the Townsship of *Flatbush*, Mr. Jacob Hendrickson and Capt. Dominicus Vander Veer.

For the Townsship of *Flatlands*, Captain Peter Nevins, and Mr. John Lucasse.

For the Townsship of *Gravesend*, Mr. Samuel Hubberd and Mr. Nicholas Williamsen.

For the Townsship of *New-Vytricht*, Capt. Aart Van Pelt and Mr. Andrew Emans.

Westchester.

For the County of *Westchester*, Adolph Phillipse, Esq; Major Joseph Budd, Coll. Lewis Morris, jun. Capt. Joseph Drake, Mr. John Stephenson, Mr. Hait, or any three of them.

Ulster County.

For the County of *Ulster*, Egbert Schoonmaker, Arie Gerretsen and Joseph Haasbrook, Esq; Capt. Wessel Ten Broeck, Mr. Thomas Teysen, Mr. Moses de Pues, or any three of them.

Dutches County.

For *Dutches County*, Capt. Barent van Cleek, Mr. William Traphagen, Major Johannes Terbois, or any two of them.

Albany.

For the City and County of *Albany*, (*viz.*) For the *Mannor of Livingston*, Jacob Vosbeurgh, Esq; Mr. Johannes Spoor and Mr. Claes Brusie.

For *Claverack*, Peter Meese Hoogeboim, Esq; & Mr. Robert Tewise van Dense.

For *Kinderhook*, Peter Martense, Esq; Capt. Abraham van Aelesteyn, and Mr. Coonraet Burgert.

For the East-side of the Mannor of *Ranslaerswyck*, Mr. Volkert van Veghten, and Mr. Dirk vander Heyden.

For *Skachkhok*, on both sides of Hudsons-River, to the North bounds of the Mannor of Ranslaerwyck, Mr. Louyis Vele and Mr. Johannes Dwandelaer.

For *Sarachtoge*, from thence to the Half Moon, Coll. Johannes Schuyler, Major Abraham Schuyler, and Robert Livingston, jun. Esq;

For the *Half Moon*, and the West-part of the Mannor of *Ranslaerwyck*, to the bounds of the City of *Albany*, Capt. Jacobus van Schonhove and Mr. Anthony van Schaik, jun.

From the *Sawyers-Creek*, the Southermost bounds of the County of *Albany*, on the West-side of Hudsons River, and for *Catskill*, *Coxhackey*, and the West-part of the *Mannor of Ranslaerwyck*, to the Bounds of the City of Albany, Mr. Francis Salisbury, Mr. Samuel van Veighten, Mr. Peter Bronk, Mr. Peter Coeymans and Mr. William van Alle.

For the Road which leads from the City of Albany to Schenectady, and from thence up the River, as far as the Patent of Schenectady extends, the Over-seers of said Roads to be chosen yearly, as has been usually and customary formerly.

From the Bounds of the Village of *Schenectady* to the *Moquase Country*, on both sides of the River, and as far as Christians are settled, or hereafter may be settled, Hendrik Hanse, Esq; Carel Hanse, Esq; and Capt. Harme van Slyk. Which said three Commissioners shall have full Power and Authority to apportion, lay out and fix how far each Precinct or Neighbourhood shall Repair and Mend the said High-ways, where they are to begin, and where to leave off.

Orange County.

From *Canastaginaene* to the City of *Albany*, Mr. Gerret Reikse and Mr. Claes van Franke.

For the County of *Orange* Six, that is to say, For *Tapan* Rynier Keyseryck and Roeloff van Houten. For *Haverstraw*, James Osbourn, Cornelius Cuyper, jun. John Alsop and John Everit for *Goshen* and *Wawyanda*.

And be it Enacted by the Authority aforesaid, That the said Commissioners or the major part of them respectively, for the respective Cities, Counties, Towns, Mannors and Precincts for which they are nominated Commissioners, are hereby Impowered and authorized to lay out New High-ways where they shall be found necessary, and to take a Review of the Roads already laid out, and if they find any Inconvenience in the said Roads, they, or any two of them, have Power, according to Law, to alter the same, and lay out the High-ways or Publick Roads as they shall think most Convenient for Travellers and the several Towns, Villages, or Neighbourhoods next adjacent.

Provided always, That nothing in this Act contained shall extend or be construed to impower the Commissioners aforesaid to alter any Road that is already Commodious, so as to lay it our through any Improved or Inclosed Lands, without the consent of Owners thereof, hny paying to the said Owners the true and full Value of the Land so laid into an High-way. And if any Dispute shall arise by that means, the same shall be determined, and the true Value set and appraised by any two Justices of the Peace, and by the Oaths of Twelve of the Principal Free-holders of the Neighbourhood, not having any Interest in the Land about which such Dispute may arise. The said Free-holders to be summoned by the High-Sheriff, by Virtue of a Warrant to be issued by the Justices for that purpose.

Penalty on persons that alter or stop up a Road.

And Be it further Enacted by the Authority aforesaid, That if any person or persons within

within this Colony ſhall hereafter, without the conſent of the Commiſſioners appointed by this Act, alter, ſtop up, turn aſide or leſſen any High-way or Road that has here-to-fore been laid out, or ſhall hereafter be laid out by the ſaid Commiſſioners, appointed by this Act of General Aſſembly to lay out the ſame, Every ſuch Perſon, ſo offending, contrary to the meaning of this Act, for every ſuch Offence ſhall Forfeit the Sum of Five Pounds, to be applyed by the Surveyors of each reſpective Town towards repairing the High-ways, and to be recovered before any Juſtice of the Peace, by the Oath of any one credible Witneſs, and levyed by Warrant from the Surveyors of each reſpective Town, or the major part of them, directed to the Conſtable of the Town to levy the ſaid Diſtreſs, and within ſix Days, after publick Notice given, ſhall make Sale of the ſame, and pay the Penalty and Charges, and return the Over-plus, if any be, to the Owner or Owners.

Breadth of Road through Meadow, &c.

And Be It further Enacted by the Authority aforeſaid, That if any Common publick Road or High-way ſhall lead through any Meadow Grounds or Corn Fields, the breadth of the ſaid Road ſhall not exceed Twenty Foot.

Roads to be cleared, and how.

And Be It further Enacted by the ſame Authority, That the Inhabitants of the Towns, Mannors and Precincts, by and through whoſe Lands any Common publick Roads or High-ways have or ſhall run, or be hereafter aſcertained or laid out, are hereby obliged to clear and maintain the ſame, by cuting and ſtubbing the Bruſh up, pulling up the Stones that can be carried off, the breadth of a Rod, and the Limbs of Trees hanging over the ſaid Roads, to be lopt and carried off, and ſo often as they, or any of them ſhall have notice from the reſpective Commiſſioners, Surveyors or Overſeers of the High-ways, for the time being, ſhall, by themſelves or Servants, clear, level and amend the High-ways, not exceeding ſix Days in the year, under the Penalty of three Shillings for each day every perſon ſhall neglect or refuſe ſuch Service, to be levyed by the Conſtable in each Town or Precinct, by Diſtreſs and Sale of the Offenders Goods and Chattles, by Warrant from the Commiſſioners, Surveyors or Overſeers of the High-ways, for the time being, in every County, Town, Mannor or Precinct, or the major part of them, reſpectively, returning the Over-plus of ſuch Sale to the Owner or Owners, the Conſtable to be firſt paid for his pains and trouble, out of the Diſtreſs, as is common in other caſes.

Provided always, and Be it further Enacted by the ſaid Authority, That all Trees that ſtand in any Perſons Land, through which any Common publick Road or High-way is or ſhall be laid out, be for the proper Uſe of the Owner or Owners of the ſame, but the ſaid Owner ſhall not hinder the Publick of making uſe of ſo much Timber, which is ſtanding or lying on that Road, as will amend and repair the ſaid High-ways runing through that Land.

Waggon Road in Orange and Dutches County.

And Be it further Enacted by the ſaid Authority That if the Commiſſioners for the County of *Orange* and *Dutches County* ſee cauſe to have any Roads laid out for a Waggon Road, the Inhabitants of ſaid Counties ſhall be hereby obliged to clear the ſame.

Swinging gates on Road to Mills &c.

And be it alſo Enacted by the ſame Authority, That where any High-way from any Town or Plantation to any Meadows, Mills, Watering or Common Landing-Places, ſhall run through any particular Perſons Grounds it ſhall & may be Lawful for any ſuch Perſon or Perſons, by the approbation of the Commiſſioners of ſuch Town, Mannor or Precinct, to place and hang good Swinging Gates on ſuch High-ways, and keep them in Repair at their own proper Coſts. *Provided*, No Roads leading into or out of any Woods, Plains or Commons where the Cattle belonging to any Town or Village uſually paſs to and from the Commons of Feeding Ground, be clog'd or hindered by any Swinging Gates, as aforeſaid, but by the conſent of the Inhabitants of the ſaid Town or Village. And the ſeveral Gates already ſtanding, and allowed, may or ſhall be approved and continued, or altered, as

The Value of Cart or

2 Waggon in mending High-ways

as the Commiſſioners herein appointed ſhall judge moſt convenient. And the ſame High-ways ſhall be amended and maintained by the Inhabitants of every Town, Mannor or Precinct where ſuch Ways may Run.

Penalty for ſtaking open Gates &c.

And Be it further Enacted by the Authority aforeſaid, That if the Overſeers of the Roads and High-ways ſhall think fit, and have occaſion of any Team, Cart or Waggon, and a Man to mannage the ſame, the ſaid Team, Cart or Waggon, ſhall be eſteemed to be for in lieu and ſtead of three Days Work of a ſingle Man, and the Fine to be proportionable, that is, Treble to the Fine to be impoſed for the Neglect of a ſingle Perſon. And every Working Man ſhall be obliged to bring ſuch Materials of Spades, Axes, Crows, Pick-axes, and other Utenſils, as ſhall be directed by the Overſeers of the High-ways.

If Commiſſioners neglect their duly, others to be appointed.

And be it Enacted by the ſaid Authority, That in caſe any Perſon or Perſons ſhall take or ſhore open any ſuch Gate or Gates, as aforeſaid, or otherwiſe ride over and thro' any Lands, Meadows, Grounds or Corn-fields, to the Damage of the Owners thereof, every ſuch Perſon ſo taking or ſhoring open, as aforeſaid, ſhall, for every ſuch Offence forfeit Six Shillings, to be applyed by the Surveyors of each reſpective Town towards Repairing the Publick High-ways or Roads, and pay all Damages, with the Coſts, the Owner of the Soil or the Tenant in Poſſeſſion of the ſame, ſhall ſuffer, to be adjudg'd by any two Juſtices of the Peace of the Town, County or Precinct wherein ſuch Offence ſhall be committed, who ſhall determine the ſame, and whoſe Determination ſhall be a final Judgment.

Wages allowed to Commiſſioners.

And be it alſo Enacted by the ſame Authority, That if any of the Commiſſioners appointed, as aforeſaid, ſhall neglect, refuſe or delay to put the ſeveral Clauſes expreſſed in this Act, in execution, as aforeſaid, if required, it ſhall and may be lawful for the Juſtices of the Peace, or any two of them in ſuch County or Counties, Town or Towns where ſuch Refuſal or Neglect ſhall ſo happen, as aforeſaid, to appoint another Commiſſioner or Commiſſioners in the room of thoſe who have refuſed or negled the Services, as aforeſaid; Which ſaid Commiſſioner, ſo named by the Juſtices aforeſaid, by virtue of this Act, ſhall be under the ſame Reſtrictions and Limitations, and ſubject to the ſame Penalties, as if particularly in this Act. expreſſed

Surveyors in Richmond County.

And be it further Enacted by the Authority aforeſaid, That the Commiſſioners appointed, or to be appointed by virtue of this Act, ſhall have, take and receive *ſix Shillings per day*, as a Reward for their care and pains in Laying out and Regulating the High-ways thro'-out this Colony, in the ſame way and manner as is appointed and provided in an Act, entituled, *An Act for Laying out, Regulating, Clearing and Preſerving Publick Common High-ways thro'-out this Colony*, made in the ſecond year of her late Majeſty's Reign.

And be it further Enacted by the Authority aforeſaid, That for the County of *Richmond*, the Surveyors of the High-ways, which ſhall be annually choſen in each Diviſion by the Inhabitants of ſaid County, ſhall have the ſame Power and Authority for laying out and Regulating the High-ways within the ſeveral Diviſions in the ſaid County of *Richmond*, and ſhall be liable to the ſame Pains, Penalties and Forfeitures as any other of Commiſſioners appointed by this Act.

A bridge over Kinderhook Creek

And whereas by one Act of the General Aſſembly of this Province, paſt in the ſixth year of his preſent Majeſty's Reign, entituled, *An Act for building a Bridge over the Creek or Kill, called* Kinderhook Creek *or* Kill, *in the County of* Albany, and for altering the High-way in that part of the ſaid County, The Juſtices of the Peace, Inhabitants of *Kinderhook*, *Clavarack* and the Mannor of *Livingston*, or the greater Number of them, were thereby authorized and impowered to meet at ſuch convenient Time and Place, as to them ſhould ſeem moſt fit, to conſult and agree what Sum of Money, not exceeding eighty Ounces of Plate, they ſhould think fit to be neceſſary for the erecting and building of a good ſtrong and ſufficient Bridge over the ſaid Kill or Creek in *Kinderhook*, in ſuch place of the ſaid Creek as the Juſtices aforeſaid, or the greater Number of them ſhould judge to be moſt convenient for

that

that purpoſe. And whereas ſeveral of the ſaid Juſtices were then Indiſpoſed and rendred Incapable to meet and conſult about that Affair of the Bridge aforeſaid, and the reſt could not agree about the Place for Erecting and Building the ſaid Bridge, whereby the ſaid Act is rendered Ineffectual, *It is therefore hereby Enacted by the Authority aforeſaid*, That three Subſtantial Free-holders, inhabiting on the Weſt-ſide of *Hudſons River* in the ſaid County, to wit, Francis Sailsbury, Samuel van Veighten of Catskill, and Peter Bronk of Coxhackey, or the major part of them then alive, Be, and are hereby appointed and nominated to View the ſaid Kill or River, and determine the fiteſt place on the ſaid Creek or Kill of *Kinderhook* to erect and build the ſaid Bridge, that it may ſtand and remain firm againſt the Ice and Floods that may come down ſaid Creek, and be convenient for Travellers to paſs in time of high Water; Which place ſo pitch't upon by the ſaid three Free-holders, ſhall be the place where the ſaid Bridge ſhall be Erected. And the Sum and Sums of Money agreed upon, as aforeſaid, ſhall be Aſſeſſed and paid in ſuch manner as is Directed in the before-mentioned Act of Aſſembly, paſſed in the ſixth year of his Majeſty's Reign.

Commiſſioners named for a Bridge over Kinderhook.

Always Provided, That after the place is pitched upon where the Bridge is to be built, a Model or Draught be made by ſome skillful and ſufficient Artiſt, ſetting forth in what manner the ſaid Bridge is to be made, and then the Juſtices aforeſaid, or the major part of them, ſhall Affix in the ſeveral moſt Publick places in *Kinderhook*, *Clavarack* and Mannor of *Livingſton*, within three Months after the Publication hereof, Advertiſements to notifie the Time and Place where they will, by publick Vendue, Let the Building of ſaid Bridge to him or them who ſhall, for the ſmalleſt Value, agree to build the ſame, truly and ſubſtantially, according to the aforeſaid Model or Draught then to be produced. Which Perſon or Perſons ſo agreeing, ſhall, by proper Inſtruments in writing, become bound that the ſaid Bridge ſhall ſtand firm for the ſpace of two years; and if the ſaid Bridge ſhall happen to be carried away, or ſo much damaged by Ice or Floods, that it ſhould be rendred *uſeleſs* or *unſafe* for *Travellers* to paſs, during any of the ſaid time of *two years*, then the Builders aforeſaid, their Heirs or Executors, to Build and Repair the ſame at their own proper Coſt and Charge. And in caſe the Perſon or Perſons ſo agreeing for the ſmalleſt Value, will not undertake the whole, but decline the finding and providing of Materials for building the ſaid Bridge, that then and in ſuch caſe the ſaid Juſtices of *Kinderhook*, *Clavarack* and Mannor of *Livingſton*, or the greater Number of them, are hereby impowered to Contract and agree with any Perſon or Perſons to provide and bring to the proper Place Materials for the building of the ſame, and to appoint a Perſon or Perſons to inſpect, overſee, direct, and from time to time, as they ſhall ſee occaſion, to order the Payment to be made for Materials for and Building the ſame. And the Treaſurer appointed by the ſaid Act, is directed and required, out of the Money coming to his hands by virtue of ſaid Act, to pay ſuch Sum or Sums of Money as ſhall be ordered and directed to be paid, by order, under the hands of the Director or Directors appointed by the Juſtices aforeſaid.

How Kinderhook Bridge ſhall be built,

And be it Enacted by the Authority aforeſaid, That from hence-forth the Kings High-way or Road ſhall go over the Bridge built over the *Clavarack-Kill* by *Peter Meeſe Hoogebooims*, and from thence the moſt direct and beſt way by the houſe of *Cornelius Martienſe*, where his Son *William* now liveth, in ſuch manner as is mentioned in ſaid Act; and ſo ſtreight thro' the Woods, along by the Houſe of *Dirk Meeſe*, and ſo along to the Bridge aforeſaid, hereby directed to be built, & from the ſaid Bridge to the *Kings Old Road*, which goes from *Kinderhook* to the *green Buſh* over againſt *Albany*.

How the Kings Road ſhall run.

And Be it further Enacted by the Authority aforeſaid, That every Clauſe and Article made in the ſaid Act of Aſſembly, paſſed in the ſixth year of his preſent Majeſty's Reign, relating to the Rut or Track which Waggons, Carts or other Carriages ſhall make, be, and is hereby Confirmed and Enacted, as fully as if every Word in the ſaid Clauſe had been recited in this Act.

Waggon Ruts

And whereas the Neighbouring County of *Ulster* having desired by their Representatives, That the Rut and Track of their Waggons be the same as in the County of *Albany*, *Be It therefore Enacted by the Authority aforesaid*, That for and during the space of twelve Months after the Publication of this Act, all Waggons, Carts or other Carriages which shall be used in any of the Kings High-ways in the County of *Ulster*, shall be so made, that the Space between the Rut or Track which they shall make, shall be from Out-side of the Wheel, to the Out-side of the other Wheel, four Foot and ten Inches, English measure, and no more nor less, upon the Penalty of *ten Shillings* current Money of this Colony, to be paid by the Owner or Driver of the Waggon, Cart or Carriage that shall have Wheels making Ruts or Tracks of a greater or lesser breadth; to be levied by Warrant of Distress from any one Justice of the Peace, on Proof made by the Evidence of one or more sufficient Witness or Witnesses, or upon his the said Justices own View; which Sum, so forfeited, shall be applyed to the use of any Person who shall sue for the same. And moreover, Every Wheel-wright, either in the County of *Albany* or *Ulster*, who shall, after Publication hereof, make any Waggon, Cart or Carriage that is to be used upon the King's High-way, of any other Dimension, or that the Rut or Track thereof be otherwise than by this Act is prescribed, shall forfeit the Sum of *twenty Shillings* for every such Waggon, Cart or other Carriage he shall so make, for any Person or Persons that shall sue for the same; which case shall be determined by the Oath of any one credible Witness, before any one of his Majesty's Justices of the Peace where the Fact shall happen to be.

The Space of the Rut for Waggon.

Penalty on Wheel-wrights for not observing this Act.

And Be It further Enacted by the Authority aforsaid, That the three Commissioners appointed by this Act for the *Laying out and Regulating the common High-ways* in the *Mannor of Livingston* in the County of *Albany*, be not only impower'd to lay out the general King's high-Road, which is appointed to be and run from *New-York* to *Green-Bush* over against the City of *Albany*, thro' the said *Mannor*, beginning at the South-end thereof, till it comes to the North end, adjoyning to the Southermost bounds of the Mannor of *Ranslaerwyck*, near *Nikus Janse Witbeks*, but are also authorized and impowered, by virtue of this Act, to lay out and regulate all the other Kings Roads that are now used in the said Mannor, to wit, the Kings Road that leads from *Roeloff Johnson*'s Kill, as far as Inhabitants are settled above the Falls, near Capt. *Dykmans*, to the general Landing-place on *Hudson*'s-*River*, at or near the Grist or Corn-Mills, at the Mouth or Out-let of *Roeloff Johnson*'s Kill; and the Kings Road which leads from thence to the Southermost bounds of the Mannor of *Ranslaerwyck* towards *Clavarack*, where the People of *Clavarack* are to meet, and the Inhabitants of the Mannor of *Livingston*, and repair the said Road to *Clavarack*; and also, the King's Road that leads from the South Limits of the Mannor of Livingston, which comes from the Meadow of *Harme Kunnebackers*, thro' the four *Palatine* Villages to the said Mills; & the King's Road which comes from *Tahkanick* to the said general Landing-place at the Mouth of *Roeloff Johnson*'s Kill.

The Kings Road from the Mannor of Livingston to Albany.

And Be it further Enacted by the Authority aforesaid, That the said three Commissioners have full Power and Authority to apportion, direct and appoint how far each respective Precinct or Neighbourhood, in the said Mannor, shall work on the said general or other King's Roads in the said Mannor, where to begin, and where to leave off in regard that the Roads are long, and by reason of the barrenness of the Soil, the Inhabitants but few to keep them in Repair, living remote from one another. And after the said Commissioners shall have so apportioned and divided how far each distinct Precinct or Neighbourhood shall work at the High-Roads aforesaid, such appointment shall so remain for the space of seven years without alterations, except at a yearly general Meeting of all or the major part of the Inhabitants and Tenants of the said Mannor, it shall be judg'd necessary to alter the same.

The Commissioners Power in the Mannor of Livingston.

And it is hereby also Provided, That if the Inhabitants of *Oyatack*, who live to the Eastward of said Mannor, shall use the Road that goes from *Taghkarick* to the general

general Landing-place of ſaid Mannor, that they be obliged to help to maintain and keep the ſaid Road in Repair, as the Inhabitants of *Taghkanick* and *Gochkomikock* are obliged to do.

The breadth of the Kings Road.

And it is further Enacted, That the general King's High-way thro' the Mannor of *Livingston* and *Dutches County* be four Rod, and the other King's Roads in the the ſaid Mannor, twenty Foot broad, any Law, Uſage or Cuſtom to the contrary notwithſtanding. And that the Surveyors of the High-ways do warn all the Inhabitants of ſaid Mannor to mend and repair the ſaid High-ways twice a year, at leaſt, that is to ſay, in the Month of *May* and in the Month of *October*, yearly.

How Roads ſhall be laid out thro' improved Land in King and Queens Counties.

And be it further Enacted by the ſame Authority, That if the Commiſſioners of any Town in *Queens-County* or *Kings-County*, appointed by this Act, ſhall, after the Publication hereof, on the Requeſt of any Number of Inhabitants of any Town in ſaid, County, which Number do not exceed Ten, ſee cauſe, for their Conveniencies, to lay out any Road or High-way thro' any particular Perſon or Perſons Land, Meadow or Paſture, ſuch Perſons ſo craving the ſame, ſhall be obliged to ſatisfie and pay the Owner and Proprietor of ſuch Lands the true Value thereof, according as it ſhall be adjudged by the Oaths of twelve indifferent Men of the Neighbourhood, who are not intereſted in the ſaid Roads; but if more than Ten of a Town require that a Road or High-way ſhall be laid out thro' any private Mans Land, Meadow or Paſture, then and in ſuch caſe the whole Town where ſuch Perſons inhabit and are Free-holders, are to pay and ſatisfie the Owner or Owners through whoſe Land ſuch Road or High-way is laid out; which Land, ſo taken in, ſhall be appraiſed by the Oaths of twelve Free-holdes of that next adjacent Town, to be ſummoned by a Warrant directed by two Juſtices of the Peace of that County to the Sheriff, to ſummons them; and upon their View and Appraiſement, upon their Oaths, as aforeſaid, ſuch Sum of Money ſhall be levyed upon ſuch Town, whereof the Inhabitants deſired ſuch a Road or High-way, to be aſſeſſed by the ſaid Towns Aſſeſſors, and collected by their Collector or Collectors, who ſhall pay the Perſon or Perſons the Money their Land was ſo appraiſed at by the ſaid Twelve indifferent Men, and then the ſaid Road ſhall remain to the Uſe of ſaid Town or Perſons who have paid for the ſame, and not otherwiſe.

And it is further Enacted by the Authority aforeſaid, That the Commiſſioners appointed by this Act for the reſpective Counties, Towns and Mannors, ſhall have Power only for the Regulating and Laying out the Roads & High-ways in ſuch County, Town or Mannor for which they are nominated & appointed, and no where elſe.

And whereas the Surveyors of the High-ways, who are choſen yearly in this Province to ſee the ſame kept in Repair, are often careleſs and negligent in performing their Duty, by which means the High-ways are not paſſable for Travellers,

The Surveyors duty and penalty on neglect.

Be it therefore Enacted by the Authority aforeſaid, That upon the Ordering of any one or more Juſtices of the Peace, That the Surveyors in eight days do warn the reſpective Inhabitants to Mend and Repair the King's High-ways, which by Law and Cuſtom they are obliged to Mend and Repair, and if the ſaid Surveyors ſhall neglect or refuſe to warn the Inhabitants, as aforeſaid, and to ſee the ſaid High-ways Mended and Repaired, for every ſuch Neglect the Surveyors ſhall pay, as a Fine, *Forty Shillings*, to be adjudged by any one Juſtice of the Peace, upon the Oath of one Witneſs or his own View; Which Fine ſhall be applyed towards the Repairing of the ſaid High-ways, as aforeſaid.

By whom the Commiſſioners are to be paid.

And be it further Enacted by the Authority aforeſaid, That the reſpective Commiſſioners appointed by the ſeveral Towns in the *Iſland of Naſſau*, be paid and ſatisfied for their Trouble by each reſpective Town for which they are appointed Commiſſioners, and not otherwiſe. And alſo, That the Commiſſioners appointed for the Mannor of *Livingston* be paid and ſatisfied by the ſaid Mannor; and that the Inhabitants thereof be *exempted* & *free* from *contributing* towards the paying of any other *Commiſſioners* appointed in the County of *Albany*. And if any Perſon or Perſons in the

the County of *Ulster* ſhall deſire any Private Ways to be laid out by the Commiſſioners appointed for the ſaid County, then ſuch Perſon or Perſons that ſhall deſire the ſame, are to pay the ſaid Commiſſioners for their Pains and Trouble therein, and are to Maintain and keep in Repair the ſaid Private Ways at their own proper Coſt and Charge. This Act to continue in Force for Two years from the Publication hereof, and no longer.

An Act to Continue the Common Road or the Kings High-way from the Ferry towards the Town of *Breuckland* on the *Iſland of Naſſau* in the Province of New-York.

WHereas ſeveral of the Inhabitants on the Ferry on the *Iſland of Naſſau*, by their Petition preferred to the General Aſſembly, ſetting, forth, They have been Moleſted by ſeveral Proſecutions, occaſion'd by the Contrivance and Inſtigations of Ill and Diſaffected Perſons to the Neighbourhood, who would Incroach upon the Building and Fences that have been made many Years ago, alledging the Road was not wide enough, to the great Damage of ſeveral of the Old Inhabitants on the ſaid Ferry; the ſaid Road, as it now is, has been ſo for at leaſt this Sixty Years laſt paſt, without any Complaint, either of the Inhabitants or Travellers.

Be it therefore Enacted by his Excellency, the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame, That the Road or Kings High-way from the Ferry upwards to the Town of *Breuckland*, on the *Iſland* of *Naſſau*, in the Province of *New-York*, as far as to the Swinging Gate of *John Rappalee*, juſt above the Houſe and Land belonging to *James Harding*, ſhall be and remain the Common Road or Kings High-way from the ſaid Ferry to the Swinging Gate, as aforeſaid, forever, after the ſame Manner and Regulations is it has been here-to-fore, and now is, any Law, Uſage or Cuſtom to the Contrary hereof in any wiſe notwithſtanding.

And be it further Enacted by the Authority aforeſaid, That all Suits or Proſecutions that have been Occaſioned by Difference ariſing about the ſaid Roads ſhall ceaſe and be abated from hence forth and forever, whether commenced by the Viewers or Surveyors of the Fences, or any other Perſon or Perſons whatſoever.

Always Provided, and it is hereby further Enacted by the Authority aforeſaid, That if the Majority of the Inhabitants of *Breuckland* ſhall adjudge part of the Road, near to the Ferry, to be ſo narrow and Inconvenient, it ſhall and may be Lawful for them to cauſe any Jury of Twelve Men, out of the ſeveral Towns of *Kings County*, to be ſummoned by the Sheriff, by Warrant of two Juſtices of the Peace of the ſaid County, to appraiſe, upon Oath, the Value of ſo much Ground as ſhall be thought convenient to be added to the ſaid Kings Road or High-way, which Appraiſement ſhall be levied upon the Inhabitants of *Breuckland*, by Aſſeſſment made by their Aſſeſſors, and to be Collected by the Collector of the Townſhip of *Breuckland*, for the time being, and to be paid by the ſaid Collector to the Owner or Owners of the ſaid Land ſo appropriated for the Kings Road or High-way, to Satisfie and Pay them for the ſame.

An Act for Regulating Fences for the ſeveral Cities and Counties within this Province of *New-York.*

WHereas the reſpective Cities and Counties within this Colony of *New-York* are ſo circumſtanced as to have Different and Diſtinct ways in the

the Improvement, Tillage and Paſturage of their Lands, Gardens, Orchards and Meadows, and that it is altogether neceſſary that the ſaid reſpective Counties, Cities, Towns, Diſtricts and Mannors may be made capable in the Law to make Prudential Rules, Orders and Directions for the making, amending and Maintaining their Cuſtomary Circular and Partition Fences.

Prudential Orders to be made.

Be it therefore Enacted by his Excellency, the Governour, Council and General Aſſembly, and by the Authority of the ſame, That the Free-holders and Tenants in Poſſeſſion of every Town, Mannor and Precinct within each City and County within this Colony, are hereby Impowered, annually, after the Publication of this Act, to meet and aſſemble themſelves together at ſuch times and Places as ſhall be appointed and directed, under the hands and Seals of any two of his Majeſties Juſtices of the Peace, in which meetings the ſaid Free-holders and Tenants in Poſſeſſion are by this Act impowered, by the majority of Votes, to make and eſtabliſh ſuch Prudential Orders, Rules and Directions for the making, Maintaining and Amending of their accuſtomary Partition and Circular Fences, for their Lands, Gardens, Orchards and Meadows, as they ſhall judge moſt proper and Convenient; which Orders, Rules and Directions, ſo made as aforeſaid, being entered upon the Publick Regiſter of ſuch City, Town, Mannor, Precincts or County, ſhall remain and be of full Force, until the ſeveral and reſpective Free-holders and Tenants in Poſſeſſion ſhall think fit, by the like Majority of Votes, to alter all or any part of the aforeſaid Orders, Rules and Directions, ſo made as aforeſaid, which Alteration and Alterations, from time to time, being likewiſe entered upon the Regiſters, as aforeſaid, ſhall continue and remain in full Force until the ſame be new made and altered, as aforeſaid.

And whereas the Free-holders and Tenants in Poſſeſſion in ſome of the Cities and Counties of this Colony, are accuſtomed to make Circular Fences for the Surrounding of their Lands & Meadows they manure, either in Tillage or Paſturage, by which means great Quantities of Lands and Meadows are Surrounded by the ſaid Circular Fence, and thoſe who have Lands, Meadows, Fields or Paſtures within the ſaid Circular Fence, have there ſuch their Lands and Meadows, aforeſaid, ſecured by the ſaid Fence, without contributing their Proportion towards paying the Charge of the ſaid Fence. To the end the ſame may be Remedyed for the future, *Be it further Enacted by the ſame Authority,* That if any Lands or Meadows ſhall lie within any *Circular Fence* (Except where any Town within this Colony have already agreed to the contrary) the Owner or Poſſeſſor thereof, ſhall, in Proportion to the Quantity of Land and Meadow they have within the ſaid Fence, pay and contribute to the making & maintaining the ſaid Fence. And if any Perſon or Perſons ſhall deny, neglect or refuſe to pay, make and maintain, or contribute his or their Proportion to the making of the ſaid Circular Fence, as aforeſaid, then it ſhall and may be lawful for any two Juſtices of the Peace of ſaid County, reſiding near where ſuch Default ſhall happen, upon View of the ſaid Defect, to Aſſeſs the Proportion of the ſaid Fence, due and payable, as aforeſaid, and levy the ſame by Warrant under their Hands and Seals, directed to the Conſtable of the Towns, Mannors or Precincts where ſuch Default ſhall happen, upon the Goods and Chattles of him or them who ſhall ſo have Land and Meadows within the ſaid Circular Fence, and hath not contributed or paid towards making the ſame, to be applyed to the making of the ſaid Circular Fence, returning the Over-plus, if any be, the charge of Diſtreſs and Sale being firſt deducted.

Thoſe who deny to pay their proportion towards Circular Fence to be diſtrained.

And Be it further Enacted by the Authority aforeſaid, That where any Perſon or Perſons already have, or heratter ſhall, ſet his or their Fence in the Partition Line of Lands & Meadows, between him and them, his or their Neighbour or Neighbours, they ſhall make and maintain the Diviſion-Fence equally between them. And if either of them refuſe or neglect ſo to do, then ſuch Perſon or Perſons, ſo Neglecting or Refuſing to make and maintain the Diviſon Fence, ſhall pay all Damage

that shall accrue to his Neighbour by ſuch neglect, to be approved by the Viewers of the Fence, who ſhall be firſt duely Sworn, That they will Truely, and without any Favour or Partiality, appraiſe the true and real Value of ſuch Damage, according to the beſt of their knowledge, Skill and Judgment, the Damages he received, by a Warrant from any two Juſtices of the Peace of the ſaid County, directed to the Conſtable of that Town or Precinct where the Damage ſhall happen, any Law, Uſage or Cuſtom to the contrary notwithſtanding. And the ſaid Charge, ſo Valued, as aforeſaid, ſhall be levyed on the Goods and Chattles of the Party or Parties ſo refuſing, as aforeſaid, if above Forty Shillings with the Coſt of Suit, by Execution directed to the Sheriff, if under Forty Shillings, by Warrant under the hand and Seal of one of his Majeſties Juſtices of the Peace, directed to the Conſtable, Returning the Over-plus, if any there be.

And Be it further Enacted by the Authority aforeſaid, That the ſeveral and reſpective Free-holdes and Tenants in Poſſeſſion within each Town, Mannor and Precinct, are at the time of their annually Meetings, yearly and every year, appointed by this Act, hereby Impowered to make choice of Two Sufficient, able and Diſcreet Perſons to be Viewers, Over-ſeers and Judges for the enſuing year, of all and every the reſpective Fences within each Town, Mannor and Precinct for which they are Choſen and Elected to be Viewers or Over-ſeers. And all or any of the Overſeers and Veiwers of Fences, ſo choſen as aforeſaid, that ſhall deny or refuſe to perform the Duties and ſervices by him or them to be done and performed, purſuant to the true Intent and Meaning of this Act, all and every ſuch Perſon or Perſons, ſo denying and refuſing, ſhall Forfeit and pay the Sum of Five Pounds current Money of this Colony, to be recovered in the Court of Common Pleas in the City or County where ſuch Refuſal or Denial ſhall happen to be made, which ſaid Forfeiture ſhall be applyed to the Defraying the Publick Charge of the ſaid Cities, Towns, Mannors and Precincts and Counties reſpectively.

Viewers of the High-ways to be choſen.

And be it further Enacted by the Authority aforſaid, That it ſhall and may be Lawful for the Mayors, Aldermen and Commonalties of the Cities and Counties of *New-York* and *Albany* and Burrough of *Weſtcheſter*, for the time being, in Common Council convened, to make ſuch further Orders, Rules and Directions for the making, Amending and Maintaining the Partition Fences between the Free-holders and Tenants in Poſſeſſion of the ſeveral and reſpective Lots, Gardens, Fields and Orchards within their ſeveral and reſpective Juriſdictions, as they ſhall Judge moſt proper and Convenient, and to Impoſe ſuch Fines on the Perſon or Perſons denying, neglecting or refuſing to Obey ſuch Orders, Rules and Directions ſo to be made by them, reſpectively, as aforeſaid, as they ſhall think Convenient.

Pounds to be made.

And Be it further Enacted by the Authority aforeſaid, That every Town Mannor or Precinct ſhall have and make a ſufficient Pound or Pounds, at ſuch convenient Place in each reſpective City, Town, Mannor or Precinct, as ſhall be Ordered and directed by two next Juſtices of the Peace of that County, in order to Secure unruly Cattle or Creatures, till ſuch time Satisfaction be made, or ſecured to be made, to the Perſon or Perſons agreived with; which Pound is to be made at the Charge of each reſpective Town, Mannor or Precinct; and if any Perſon deny, refuſe or neglect to pay their Proportion of the Charge of ſuch Pound, as will be aſſeſſed by the choſen Aſſeſſors for that year, any one Juſtice of Peace of that County ſhall iſſue his Warrant to the Conſtable to Diſtrain upon ſuch Perſons Goods and Chattles, to Satisfy the ſame, returning the Over-plus, if any be, to the Owner.

And be it further Enacted by the Authority aforeſaid, That all Acts of General Aſſembly formerly made within this Colony touching or concerning the Mending, Making or Repairing of Fences, be and are hereby Repealed, and every Claule and Article therein contained, to all Intents, Conſtructions and Purpoſes whatſoever, and this preſent Act only to remain in Force during the time of Seven Years, and from thence to the end of the next ſiting of the General Aſſembly of this Colony, and no longer.

An

An Act for the more Equal and Impartial Aſſeſſing the Miniſter and Poor's Tax to be raiſed within the City and County of *New-York*, *Queens County*, *Weſtcheſter County*, and the County of *Richmond*.

FOr the more Orderly, Equally and Impartially Aſſeſſing the Miniſter and Poor's Tax annually to be raiſed within the City and County of *New-York*, *Queens County*, *Weſtcheſter County*, and the County of *Richmond*, purſuant to an Act of General Aſſembly of the Colony of New-York, paſſed in the fifth year of the Reign of their late Majeſties, King *William* and Queen *Mary*, entituled, *An Act for ſettling a Miniſtry and raiſing a Maintenance for them in the City of* New-York, *County of* Richmond, Weſtcheſter *and* Queens County;

Be it therefore Enacted by his Excellency, the Governour, Council and General Aſſembly, and by the Authority of the ſame, That the ſeveral Veſtry-Men annually choſen by Virtue of the Act before mentioned, for the City & County of New-York and Precincts of Queens County, and the County of Richmond, and the County of Weſtcheſter, ſhall, before he or they take upon him or them the Execution of ſaid Office, take an Oath, to be adminiſtred in theſe words following, *Viz.*

YOu do Swear on the holy Evangeliſt, That you and every of you ſhall well and truly execute the Duty of an Aſſeſſor, and Equally and Impartially aſſeſs the ſeveral Freeholders and Inhabitants, according to the Value of their reſpective Eſtates, in an equal Proportion, in every of your reſpective City, Counties and Precincts for which you are choſe Veſtry-men and according to your beſt Skill and Knowledge therein. You ſhall ſpare no perſon for Favour or Affection, or grieve any perſon for Hatred or Ill Will. So help you God.

Which Oath any one Juſtice for the City of New-York, and any one Juſtice for the Precincts of Queens County, and any on Juſtice for the County of Richmond and Weſtcheſter County, are hereby impowered and directed to adminiſter the ſame unto the ſaid Veſtry-men ſo yearly and every year choſe, any thing therein contained to the contrary hereof in any wiſe notwithſtanding.

An Act to prevent Lotteries within the Province of New-York.

WHereas the Vending and Diſpoſing of Goods, Wares and Merchandize by way of Lottery, Raffling, Ballating, and Voluntary Subſcription, or otherways; that Determines and alters the Property of Goods by Lot, as ſhall fall by Chance, having been uſed and Practiſed to the Manifeſt prejudice of Trade; and Obſtructions of Commerce and Vendues, and proved of pernicious Conſequence to Merchants, Shop-keepers and Traders, by which great Frauds have been and daily are committed in the Goodneſs and Quality of ſuch Goods, Wares and Merchandize, as well as the Value thereof, by which there has been ſometimes Double the Value advanced and put on the Commodities, beyond their Intrinſick worth.

Be It therefore Enacted by his Excellency the Governour Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame, That ſuch Perſon or Perſons from and after the Publication hereof who ſhall preſume to open or put in practice, or vend or diſpoſe of any Goods, Wares or Merchandizes by way or in manner of Lottery, Raffling, Ballating, Voluntary Subſcription, or other Method, that ſhall

ſhall depend on or be determined by Lot or Chance, ſhall Forfeit and pay Double the Value of ſuch Goods ſo put up, to be recovered by any Perſon or Perſons that ſhall and will Sue for the ſame in any Court of Record within this Province, any Law, Uſage or Cuſtom to the contrary hereof in any wiſe notwithſtanding. One half of which Forfeitures to be paid to the Treaſurer of this Colony for the uſe of his Majeſty, his Heirs and Succeſſors, for and towards the ſupport of this Government, and the other half to the Perſon or Perſons that ſhall ſo ſue for the ſame, as aforeſaid. *Provided, Nevertheleſs*, That a Certain Lottery of *William Lake*, in purſuance of a Lyſence obtained from this Government for that Purpoſe, ſhall not be Subject to the Penalties and Forfeitures of this Act, any thing therein contained to the contraty notwithſtanding, *Provided*, the ſame be Actually Drawn on or before the firſt Day of *May*, next enſuing the Date hereof.

An Act to prevent Vagrant and Idle Perſons from being a Charge and Expence to any the Counties, Cities, Towns, Mannors or Precincts within this Province.

WHeras ſeveral Idle and Neceſſitous Perſons come or are brought into this Province from the Neighbouring Colonies and Plantations, or ſome of his Majeſties Plantations, who have either fled from thence for fear of punniſhment for their Crimes, or being ſloathful and unwilling to work, have contracted Debts, and to avoid the payment of them Tranſported themſelves into this Province, very often to the great Damage of the Perſons ſo Tranſporting them, as well as Charge and Trouble to the Places into which they come, or are brought, by reaſon of their lurking privately in Cities, or in Places in the Counties remote from the Habitations of Juſtices of the Peace. In order therefore to prevent the ſame as much as may be for the Future,

Be it Enacted by the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame, That every Houſholder who ſhall entertain in his Houſe or Family, for and during the Term of Three Days, any Stranger, not an Inhabitant of the City or County in which ſuch Houſholder ſo entertaining ſhall Dwell, and not known to ſaid Houſholder to be a Perſon of good and ſufficient Subſtance, ſuch Houſholder ſhall make known to the Mayor or next Juſtice of the Peace, the Name, Quality, Condition and Circumſtances of the Perſon ſo entertained, according to the beſt knowledge of the ſaid Houſholder, on the Penalty of maintaining the ſaid Stranger, or becoming bound that ſuch Stranger ſhall not become a Charge or burthen to the City, Town, Mannor or Precinct in which ſuch Houſholder ſo entertaining ſhall Inhabit.

Houſe-holders to give accoun of ſtrangers that ſhall lodge in their houſes.

And the ſaid Mayor or Juſtice of the Peace, ſo, or otherwiſe informed, or ſeeing, if they ſuſpect the ſaid Stranger to be of inſufficient Abilities, or likely to become a Charge and Burthen to the City, Town, Mannor or Precinct in which ſuch Stranger then is, may ſend for and examine ſuch Stranger, and upon examination, if the ſaid Mayor, or Juſtices, aſſiſted by one other Juſtice, find ſuch Stranger not of Sufficient Subſtance, and likely to become a Charge to the City, Town, Mannor or Precinct in which ſuch Stranger then ſhall be, the ſaid Mayor or Juſtices, by Warrant directed to the Conſtable, may ſend the ſaid Stranger to the the place from whence he or ſhe laſt came; and the Conſtable Tranſporting ſuch Stranger ſhall Deliver ſuch Stranger or Vagrant Perſons, together with his Warrant, to ſome Conſtable of the City, Town, Mannor or Precinct of the place from whence he or ſhe laſt came, and ſo to be carried from Conſtable to Conſtable, until the ſaid Stranger ſhall be carried to ſome place in which he or ſhe has remained during the time of Forty Days, or until ſuch perſon is Tranſported to the place of his or her Nativity, if within this Province, or into the Neighbouring

Juſtices of the Peace to examine into the ability of ſtrangers,

ſtrangers not of ability to be ſent away,

Neighbouring Colonies of *Jersey*, *Connecticut* or *Massachusets-Bay*, if from thence he or she came. And if such Stranger has remained and dwelt in any City, Town, Mannor or Precinct longer than the term of Forty Days, then and in such case the Mayor or the said City, or any two Justices of the Peace of the County, dwelling in or near any such Town, Mannor or Precinct, shall cause to be brought before them such and so many of the Inhabitants, Housholders, who have entertained such Stranger or Vagrant Person during the term of Three Days, without informing or making the same known to the said Mayor or next Justice, as aforesaid, who shall enter into Recognizance, with sufficient Sureties, That the said Stranger or Vagrant Person shall not become a Charge and Burthen to the said City, Town, Mannor, Parishes and Precinct. And in case any the said persons, so having entertained, as aforesaid, shall refuse to become bound, as aforesaid, such person or persons so refusing, (if of good ability) shall by the said Mayor or Justices, be committed to the next Goal, there to remain until they shall agree to become bound, as aforesaid; and such Recognizance shall not be avoided by any Plea of Durefs, any thing to the contrary hereof in any wise notwithstanding. Or in case the said person or persons entertaining shall not be of sufficient Ability to become bound, as aforesaid, or the Mayor or Justices aforesaid shall not think fit to take such Recognizance, that then the said Mayor or Justices shall send the said Vagrant from Constable to Constable, till Transported to the place where he or she were born, or out of the Province, as aforesaid; the Charge of such Transportation to be brought into the County Charge, and raised, levyed and collected in the same manner, and with the other County Charges, and after the same manner paid.

Penalty on house-holders not giving account of inmates who are not of good ability.

And be it further Enacted, That if any Person so Transported, return into this Province, or from the place of his or her Birth, so as likely to become a Burthen and Charge, as aforesaid, such person, so returning, shall, by Warrant from the Mayor, or Justices, as aforesaid, be apprehended and Re-transported, as aforesaid, and shall by every Constable, into whose charge the said Vagrant shall come, be stript from the Waste, upwards, and receive, if a Man, not exceeding Thirty One Lashes; if a Woman, not exceeding Twenty Five Lashes on the bare Back, and so as often as he or she shall return, after such Transportation. And Whereas by the Laws and Practice in Force and Use in some of his Majesty's Islands and Plantations in *America*, very great Penalties are laid on such Masters of Ships, or other Vessels, who shall carry off or transport from the said Islands or Plantations any Person not having first obtained a Ticket or Lisence from the Governour of such Islands or Plantations, permitting such Transportation; and every Master of a Ship, or other Vessel, trading to such Island or Plantations, is to become bound, with sufficient Sureties, in very large Sums of Money, not to carry off or transport any Person without such Ticket, Leave or Lisence first had and obtained, according to the usual Forms and Methods practised in the said Islands and Plantations. And whereas persons deeply Indebted in the the said Islands and Plantations find means privately to be conveyed on board in Casks or Chests, without the knowledge of the Master of such Vessel, and conceal themselves on board till they are got so many Leagues from the said Islands and Plantations, that it is impracticable to return to the said Islands and Plantations, without manifest Hazard of the Voyage; Or, by untrue Allegations, feigned Letters and deceitful Practises, & Insinuations, prevail upon Masters of Ships, or other Vessels, to transport and carry off the said persons without having duly obtained such Ticket or Lisence, as aforesaid, to the great hurt, damage and loss, as well of the said Master so transporting, as of the Owners of such Ships or Vessels, and their Factors, Correspondents or Relations, who generally become Securities for the said Master, and to the great Obstruction of Trade, by making it difficult to procure Securities. In order therefore to prevent, as much as may be the Damage and loss Occasioned to the

Penalty on Persons that shall return after they have been Transported.

Penaly on Persons Transporting themselves into this province without Lisence.

Maſters or Owners belonging or Trading to his Province, by reaſon of ſuch carrying off and Tranſportation without Lyſcence, as aforeſaid.

Be it Enacted by the Governour Council and General Aſſembly and it is hereby Enacted by the Authority of the ſame, That it ſhall and may be Lawful for any Maſter or Owner of any Ship or Veſſel bringing any Perſon or Perſons into this Province, from any the ſaid Iſlands or Plantations, without having Obtained a Ticket or Lyſence, as aforeſaid, or for the Factor, Correſpondent or Attorney of any Perſon who hath or ſhall become Security for ſuch Maſter, to Seize, apprehend and Secure any Perſon or Perſons ſo carried off, Tranſported and brought into this Province, without having firſt Obtained ſuch Ticket or Lyſence, as aforeſaid; and them ſhall carry before the Chief Juſtice of this Province, or Mayor of the City of *New-York*, for the time being, and when brought before the ſaid Chief Juſtice or Mayor, if ſuch Perſon or Perſons, ſo brought, do not by the Oath of one or more Credible Witneſs or Witneſſes, prove, he, ſhe, or that they did before their leaving ſuch Iſland or Plantation from whence they are ſaid to be brought, produce to the Maſter ſuch Ticket or Liſence for their Tranſportation, as aforeſaid, or ſhall not enter into Bond, with two ſufficient Securities, inhabiting within this Province, in the Sum of two Thouſand Pounds, That ſuch Perſon, ſo brought before the ſaid chief Juſtice or Mayor, his Heirs or Aſſigns, ſhall pay to the Maſter or Perſon having become Security in the ſaid Iſland or Plantation, their or either of their Heirs or Aſſigns, all Damages, Coſts and Charges that ſhall be ſuffered and expended by the ſaid Maſter and Perſon having become Security, or either of them, their or either of their Heirs or Executors, that then and in ſuch caſe of not proving or giving Bond and Security, as aforeſaid, the Perſon or Perſons ſo brought before the ſaid Chief Juſtice or Mayor, as aforeſaid, ſhall remain in the Cuſtody of the Perſon or Perſons ſo apprehending him, her or them, to be ſent back again to the *Iſland* or *Plantation* from *whence* they were *carried off* or *tranſported*, as aforeſaid, any Law, Cuſtom or Uſage to the contrary hereof in any wiſe *notwithſtanding*.

Maſters of Veſſels within 24 hours to make Report of all perſons by them Imported.

And be it further Enacted by the Authority aforeſaid, That every Maſter of any Ship or Veſſel that ſhall enter in his Majeſty's Cuſtom-houſe within the City of *New-York* within twenty four hours after his arrival, make Report to the Mayor of ſaid City, for the time being, of all and every Perſon or Perſons that he ſhall bring in his Ship or Veſſel, that is not ſhipt as a Sailor on board his ſaid Ship or Veſſel, under the Penalty and Forfeiture of *Five Pounds* current Money of *New-York*, to be recovered by Warrant from the Mayor of ſaid City, who is hereby impowered and required to iſſue the ſame to the under-Sheriff or any Conſtable within ſaid City, requiring them, or any of them, to levy the ſaid Sum by Diſtreſs upon the Maſter, his Goods and Chattles, the one half to the Informer, and the other half to the Church-Wardens of ſaid City, for the uſe of the Poor, any Law, Uſage or Cuſtom to the contrary in any wiſe notwithſtanding. And if no Goods or Chattles to be found of ſaid Maſter, to make Diſtreſs upon, then to be committed to Goal, and there to remain till he make Satisfaction for the ſame.

Maſters of Veſſels bringing in Perſons that are like to be aburthen on the Pariſh, ſhall carry them back.

And be it further Enacted by the Authority aforeſaid, That if any Maſter ſhall bring or Land any Perſon or Perſons within this Colony, that cannot give a good account of themſelves to the Mayor of ſaid City, or like to be a burthen to the Pariſh in ſaid City, ſuch Maſter ſhall carry the ſaid Perſon or perſons back again to the place from whence he or ſhe came, under the Penalty of Fifty Pounds current Money of this Province, or give ſufficient Security in the Sum of Fifty Pounds current Money of New-York, to the Church-Wardens of ſaid City, That the Perſon or Perſons ſo imported, ſhall not be or become a Charge to the Pariſh, as above-ſaid, any Law, Uſage or Cuſtom to the contrary in any wiſe notwithſtanding.

An Act for the Enabling ſuch Perſon as his Excellency the Governour ſhall appoint to receive & collect the Duties due and payabla in the County of *Suffolk*, by Virtue of an Act of the General Aſſembly of this Province, paſſed in the ſeventh year of his Majeſty's Reign, entituled, *An Act for a Supply to be granted to his Majeſty for Supporting his Government in the Province of* New-York, *during the time therein mentioned.*

WHereas there are ſeveral Towns on the Eaſt End of the *Iſland of Naſſau*, and in the County of *Suffolk*, in the ſame Iſland, the Inhabitants of which drive a conſiderable Trade, and Import ſeveral Goods and Commodities, on which Duties are laid and payable by Virtue of the Act before-mentioned, but the ſaid Towns being ſo remote from the City of *New-York*, that the Inhabitants of the ſaid Towns cannot longer Mannage and carry on the ſaid Trade and Importation of the ſaid Commodities, without a conſiderable Diſadvantage to themſelves, unleſs they Privately and Clandeſtinely import the ſame, to the great hurt and Impairing of his Majeſtics Revenue in this Province, or unleſs ſome fit and diſcreet Perſon, who doth or ſhall Inhabit within the ſaid County of *Suffolk*, be Impowered to Collect and receive the Duties ariſing and growing due within the ſaid County, by Virtue of the before-mentioned Act. In order therefore, for the Encouragement of the ſaid Inhabitants, and Increaſing of Trade and Commerce among them, Advanting his Majeſties Revenue, and preventing Illegal and Clandeſtine Practices in the Mannagery of the ſaid Trade; *Be it Enacted by the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That ſome able; fit and diſcreet Perſon, inhabiting, or that ſhall inhabit, dwell or reſide in the Eaſter-moſt parts of the ſaid County of *Suffolk*, be by his Excellency the Governour of this Province, by Warrant under his hand and Seal, named and appointed Treaſurer of the County of *Suffolk*, who is hereby Impowered, directed and appointed to Collect, Gather and Receive all and every Sum and Sums of Money due and payable for any the Goods, Wares and Commodities enumerated in the before-mentioned Act, that ſhall be Imported, Landed or put on Shore in the County of *Suffolk*, in the *Iſland* of *Naſſau*; all and every which Sum and Sums of Money, ſo by the Treaſurer of the County of *Suffolk* gathered, collected and received, ſhall by him be paid to the Treaſurer of this Colony, whoſe Receipt ſhall be a Sufficient Diſcharge for ſo much to the ſaid Treaſurer of the County of *Suffolk*.

And for the more regular, ready and effectual Gathering, Collecting and Receiving the Several Dues and Duties ariſing and becoming due, or that ſhall ariſe and become due in the ſaid County of *Suffolk*, by Virtue of the Act before-mentioned, Entituled, An Act for a Supply to be granted to his Majeſty for Supporting his Government in the Province of *New-York*, during the time therein mentioned, and for Repealing one Act of the General Aſſembly of this Province, entituled, An Act for a Supply to be granted to his Majeſty for Supporting his Government in the Province of *New-York*, from the firſt Day of *July*, which ſhall be in the year of our Lord One Thouſand Seven Hundred and Twenty, until the firſt Day of *July*, One Thouſand Seven Hundred and Twenty One, *Be it Enacted by the Authority aforeſaid*, That every Owner or Maſter of any Ship or Veſſel, who ſhall Import into the ſaid County of *Suffolk*, any of the Goods,

Wares

Wares or Merchandize in the herein before-mentioned Act enumerated, or the Owner or Importer of any the ſaid Goods, ſhall, before he be permitted to Land or put the ſame on Shore, Produce to the ſaid Treaſurer of the County of *Suffolk*, a true, exact and particular Copy, under the hand and Seal of the Collector of the Eaſtern Diſtrict of the *Iſland Naſſau*, of the Report made by the Owner or Maſter of every ſuch Ship or Veſſel, of all the Goods in the ſaid Act enumerated, Imported in the Ship or Veſſel, of which he is Owner or Maſter, and ſhall make Oath, which the ſaid Treaſurer is hereby Impowered, directed and required to Adminiſter, That the ſaid Report is a true and Juſt Report of all the Goods imported in the ſaid Ship or Veſſel, by him Owned, Commanded or Navigated; and the Owner or Importer ſhall pay, or ſecure to be paid to the ſaid Treaſurer of the County of *Suffolk*, the ſeveral Dues and Duties in the before-mentioned Act Impoſed, and Directed to be paid for the Goods ſo Imported, then, and not otherwiſe, the ſaid Goods ſhall be permitted to be Landed. And the Sum of two Shillings in the Pound is hereby given to the ſaid Treaſurer of the County of *Suffolk*, as a Fee, Reward or Sallary for the Services hereby directed by him to be performed, any thing the contrary hereof in the before-mentioned Act in any wiſe notwithſtanding.

And be it Enacted by the Authority aforeſaid, That the ſaid Treaſurer of the County of *Suffolk* ſhall, before he enters upon his Office, enter into Recognizance to our Sovereign Lord the King, with two ſufficient Securities, in the Sum of three hundred Pounds, for the true and faithful Diſcharge of the Truſt repoſed in him by virtue of this Act. And upon his being nominated and appointed, as aforeſaid, beſides the Oaths and Teſts, and Subſcription taken and made by the ſeveral Officers of this Government, ſhall take the following Oath,

I A. B. *Treaſurer of the County of* Suffolk, *will truly and faithfully, according to the beſt of my Skill, Judgment and Ability, Collect, Gather, Receive and ſecure to be paid, all and every Sum and Sums of Money due and payable, or that ſhall become due and payable in the County of* Suffolk, *during the Continuance of my Office (by virtue of all or any the Acts of the General Aſſembly of this Province) for Goods, Wares and Merchandizes imported into the ſaid County, and which by virtue of my Office I am to collect and receive. I will keep true & full Accounts of all Money by me received, or Notes taken, and will once in every ſix Months tranſmit Copies of the ſame to the Treaſurer of this Province, for the time being; and I will once in every ſix Months pay unto the Treaſurer of this Colony all and every Sum and Sums of Money by me collected and received.* So help me God.

Provided always, That it is the true intent and meaning of this Act, That all Goods and Merchandizes brought from the City of *New-York*, for which the Duty has already been paid, ſhall not be liable to pay any more Duty by virtue of this Act.

Ninth Seſſions of 2d Aſſembly, 8*th* of K. *George*, 1722.

An Act for the further and more effectual Prohibiting of the Selling *Indian Goods* to the *French*.

WHereas ſeveral ill diſpoſed Perſons, regarding more their own private Lucre than the publick Safety and Advantage, have found out ways and means, in great part, to elude, defeat and render ineffectual the good Purpoſes

poſes meant and intended by one Act of the General Aſſembly, entituled, *An Act for the Encouragement of the Indian Trade and rendring it more Beneficial to the Inhabitants of this Province, and for Prohibiting the Selling of Indian Goods to the* French, and do privately and Clandeſtinely carry on a Trade with the French. Therefore for the more effectual Diſcovery and Prevent ng of the ſaid Clandeſtine Trade,

Be it Enacted by the Governour, Council and General Aſſembly, and and it is hereby Enacted by the Authority of the ſame, That it ſhall and may be Lawful for the Mayor or any Alderman of the City of *Albany*, or any of the Juſtices of the Peace of the ſaid County, or the Commanding Officer of the Garriſon at *Albany Schenectady* or Fort *Hunter*, or the Commanding Officer of any of the Guards, or Perſons employed no diſcover and prevent the Trade with the *French*, or the High-Sheriff of the City and County of *Albany*, or any of the Commiſſioners of the Indian Affairs, to adminiſter an Oath to any Perſons, ſuſpected to have Traded or Traffiqued with any Subject of the French Kings, or with any other perſon for them, contrary to the Meaning and Intent of the before-mentioned Act, or that has been privy, Aiding or Aſſiſting to the Carrying on or Marnagery of ſuch Trade or Traffique, and every ſuch perſon ſhall take the following Oath, *viz.*

The Oath appointed to be taken to prevent Trading with the French.

I do ſolemnly and ſincerely ſwear, *By the great Creator of Heaven and Earth*, That I have not, at any Time after the Sixteenth Day of *Auguſt*, in the Year One Thouſand Seven Hundred and Twenty Two, to my Knowledge, directly or indirectly, ſold or delivered to any Subject of the French Kings, or to any other Perſon or Perſons, for or on the behalf, or for the Uſe of any Subject of the French Kings, any of the Goods, Wares and Merchandizes mentioned in one Act of the General Aſſembly of this Province, entituled, *An Act for the Encouragement of the Indian Trade and rendring it more Beneficial to the Inhabitants of this Province, and for Prohibiting the Selling of Indian Goods to the French*, or any of the Goods Known by the Name of *Indian Goods*, Nor have knowingly, directly or indirectly, Treated, Traded or Bargained with any Subject of the French Kings, or with any other Perſon or Perſons, for or on the Behalf of any Subject of the French Kings, for any of the Goods in the ſaid Act mentioned, or That I knew was meant or intended to be Prohibited by it. Nor have I, directly or Indirectly, to my Knowledge, Employed or Directed any other Perſon to Trade or Traffick for me, with any Subject of the French Kings, or with any other Perſon for any ſuch Subject, for any of the Goods in the ſaid Act mentioned. Nor has any Perſon by my Direction, Conſent or Procurement Sold or Delivered, for me, any of the ſaid Goods to any ſuch Subject, or to any Perſon for them. Nor do I, directly or indirectly, know, That any Perſon or Perſons, not already diſcovered, has traded with any Subject of the French Kings, or with any Perſon or Perſons for them, contrary to the before-mentioned Act. And I have not knowingly tranſported, carried or delivered, or have been Aiding and Aſſiſting in the Tranſporting, Carrying or Delivering any of the Goods in the ſaid Act mentioned, contrary to the Meaning and Intent of the ſaid Act. Nor do I know That any other Perſon (not already Diſcovered) hath tranſported, carried or delivered, or that hath been Aiding and Aſſiſting in the Tranſporting, Carrying or Delivering any of the ſaid Goods, contrary to the Directions, Meaning and Intent of the ſaid Act. *So help me GOD.*

The Penalty for Trading with the French.

And be it Enacted by the Authority aforeſaid, That any Perſon to whom the ſaid Oath ſhall be Tendred, by any of the Perſons before-mentioned, and ſhall refuſe to purge himſelf by taking the ſame, every ſuch Perſon ſo refuſing, ſhall, *ipſo facto*, be adjudged Convict of having Traded with the Subjects of the French King, contrary to the Meaning and Intent of the before-mentioned Act, and ſhall be ſubjected to the Penalty and Forfeiture of one Hundred Pounds, current Money

of this Colony, and ſhall immediately, by Warrant under the Hand and Seal of the Perſon tendring the ſaid Oath, be committed to the common Goal of the County, there to remain until he or ſhe ſhall pay the ſaid Sum of One Hundred Pound, to be applied towards the Building or Repairing ſuch of the Fortifications of this Colony as the Governour or Commander in Chief of this Colony, for the Time being ſhall think fit.

The penalty on Officers for neglect of Duty.

And be it further Enacted by the Authority aforeſaid, That any Mayor, Sheriff, Alderman, Juſtice of the Peace, or other Officer, impowered and authorized by this Act to tender the before-recited Oath, who ſhall neglect or refuſe immediately to Iſſue his Warrant to convene and bring any Perſon, complained of, before him, and being come, ſhall not immediately tender the ſaid Oath unto him or her, or that ſhall privately give ſuch ſuſpected Perſon, complained of, any Notice, whereby he or ſhe may eſcape, every ſuch Mayor, Alderman, Sheriff, Juſtice of the Peace or other Officer, ſo Neglecting or Refuſing or Giving ſuch Notice, and being thereof legally convicted, in any Court of Record within this Province, ſhall, for every ſuch Offence, forfeit the Sum of Two Hundred Pounds, current Money of this Province, to be levyed on their Goods and Chattles, Lands and Tenements, and applyed two Thirds thereof as is herein before directed, and the other Third thereof to ſuch Perſon or Perſons as ſhall Inform and Sue for the ſame, by Bill, Plaint or Information, wherein there ſhall be no Eſſoyn, Protection or Wager of Law, or any more than one Imparlance, and the Perſon convicted ſhall alſo be rendred Incapable of Serving his Majeſty, his Heirs or Succeſſors, in any Office of Truſt or Profit within this Government.

And be it Enacted by the Authority aforeſaid, That the Commanding Officer, and every Soldier, who ſhall be imployed by the Direction of the Governour or Commander in Chief of this Province, for the Time being, and Poſted in any Place to prohibit the ſaid Clandeſtine Trade, ſhall take the following Oath,

The Souldiers Oath,

I do ſolemnly Swear, That I will uſe my utmoſt Endeavour to prevent and diſcover any Illegal Trade, carried on with the French *at* Canada, *or with any Perſon on their behalf, contrary to the Laws of this Province now in Force, and I will uſe my utmoſt Endeavours to ſeize and diſcover any Indian Goods, tranſported contrary to the Directions in any the ſaid Laws.*

The Penalty for taking a Bribe,

And be it Enacted by the Authority aforeſaid, That if any Commanding Officer of any Party, imployed to prevent and hinder the ſaid Illegal Trade, or any Perſon under his Command, ſhall be legally convicted of Taking any Bribe or Reward, or of knowingly Suffering any of the Goods before-mentioned to be Tranſported (if in his Power to hinder it) or of Concealing or not Diſcovering unto the Mayor and Aldermen of the City of *Albany*, or ſome of them, or ſome Juſtice of the Peace of the ſaid County, the Perſon or Perſons guilty of Tranſporting the ſame, every ſuch Perſon, ſo convicted as aforeſaid, if a Soldier, ſuch Soldier ſhall forfeit all the Pay due to him at the Time of ſuch Conviction, and over and above ſhall have ſuch Corporal Puniſhment inflicted on him, not extending to Life or Limb, as to the Commanding Officer of the Garriſon to which he belongs, ſhall be thought moſt fit. And if an Officer, ſuch Officer ſhall, if legally convicted, forfeit the Sum of Two Hundred Pounds, to be levyed upon his Goods and Chattles, Lands and Tenements, if any ſuch he have, and, for Want of ſufficient Diſtreſs, to be committed to the County Goal, there to remain until he ſhall pay and ſatisfy the ſaid Sum of Two Hundred Pounds; to be applyed, two Thirds thereof for Building and Repairing the ſaid Fortifications, the other Third to ſuch Perſon or Perſons as ſhall inform and Sue for the ſame, by Bill, Plaint or Information, wherein there ſhall be no Eſſoyn, Protection or Wager of Law, or any more than one Imparlance.

And

And whereas it may ſo happen that it may be found Neceſſary, for Promoting a Trade with the more Remote Nations of Indians, to tranſport the Indian Goods, prohibited to be carried or tranſported to the Northward of the Eaſt and Weſt Line, mentioned in the Act before-mentioned, entituled, *An Act for the Encouragement of the Indian Trade and rendring it more Beneficial to the Inhabitants of this Province, and for Prohibiting the Selling of Indian Goods to the* French.

Thoſe that Trade with foreign Indians ſhall give Security.

Be it therefore Enacted by the Authority aforeſaid, That it ſhall and may be Lawful for any Perſon or Perſons to tranſport any Indian Goods to the Northward of the Eaſt and Weſt Line aforeſaid, that will before the Mayor or Recorder of *Albany*, enter into Recognizance in the Sum of Fifty Pounds, to His Majeſty, His Heirs and Succeſſors, on Condition, That ſuch Perſon will not Trade or Traffique with any of the Four Nations of Indians known by the Names of *Maquaas*, *Oneides*, *Onondagas* and *Coyugas*, or diſpoſe of any the Goods, by them carried to any of the before-mentioned Nations, unleſs it be to purchaſe from them neceſſary Proviſions for the Subſiſtence of ſuch Trader. And alſo on Condition, That he ſhall not to his Knowledge, directly or indirecty, Trade or Traffique with any Subject of the French Kings, or with any other Perſon for or on the behalf of any Subject of the French Kings. And each of the Perſons ſo Bound, ſhall, on their Return, take the Oath herein before directed to be taken by Perſons ſuſpected to have indirectly or clandeſtinely Traded, contrary to the true Meaning and Intent of the before-mentioned Act. And upon refuſing to take the ſaid Oath, each Perſon ſo refuſing, ſhall, *ipſo facto*, be convicted, and forfeit the Sum in his Recognizance mentioned, and be ſubjected to the Forfeiture of One Hundred Pounds, to be applyed and recovered as in this Act is firſt before directed,

And be it further Enacted, That the Mayor or Recorder aforeſaid, ſhall, upon any Perſon or Perſons Application to them, or either of them, to become Bound in Recognizance, as aforeſaid, take the Recognizance of ſuch Perſon or Perſons, and certify the ſame the Commiſſioners of the Indian Affairs, that it may be known what Perſons are entered upon ſuch Trade with the Remote Indians, and a Duplicate of the ſaid Certificate, given to the perſon being bound, ſigned by the Mayor or Recorder of *Albany*, aforeſaid, ſhall be a ſufficient Paſs to the perſons becoming Bound, to let them, or any of them, paſs with their Effects unmoleſteſt. For which Recognizance and Certificates the ſaid Mayor or Recorder ſhall receive the Sum of Six Shillings for each perſon ſo becoming Bound, and no greater Fee.

A Certificate to be given.

And whereas, by one Act of the General Aſſembly of this Province, made in the ſecond Year of His preſent Majeſty's Reign, entituled, *An Act for the Building and Erecting two Wooden Houſes or Sheds, for the Accommodation of the Indians Trading at* Albany, *and keeping them in good Repair*, It was Provided and Enacted, That two Houſes, each of the Length of Seventy Feet, and breadth of Fifteen Feet, ſhould be erected to Lodge and Accommodate the Indians coming to *Albany* to Trade, but by the fraudulent, Corrupt and indirect Practiſes of the Handlers or Traders with the Indians in the City of *Albany*, ſuch Houſes have been neglected to be made, as in and by the ſaid Act is directed, *Be It therefore Enacted*, That the Commiſſioners of the Indian Affairs in *Albany*, or the greater Part of them, ſhall, with the moſt Convenient Expedition, cauſe two Houſes to be Built of the Bigneſs and put in ſuch Place, as in and by the ſaid Act is directed; and ſhall equally and indifferently Aſſeſs all the Indian Traders in the ſaid City, in ſuch Sum of Money as the Charges of the ſaid Building ſhall amount unto, and in Caſe of Refuſal of Payment, ſhall levy the ſame by Warrant of Diſtreſs and Sale of the Goods and Chattles of any ſuch Trader neglecting or refuſing to pay his Quota and Proportion of the Tax, by the ſaid Commiſſioners aſſeſſed, as aforeſaid.

And whereas nothing can Contribute more to the Eſtabliſhing and Promoting a Trade

Trade with the Indians in General than a Fair, Upright and Honeſt Dealing with them, and a Civil and Kind Treatment of them; and the Contrary Practices of Fraud and Injuſtice, in Dealing with them, muſt tend to alienate their Affections, and will be a Means of Rendring the *Engliſh* Name and Chriſtian Religion Odious and Contemptible among the Heathen.

Regulations to be made for Trading with the Indians.

It is therefore Enacted by the Authority aforeſaid, That the Mayor, Recorder, Aldermen and Common Council of the City of *Albany*, or the Major Part of them, for the Time being, ſhall, as ſoon as may be, aſſemble and meet together in the Court Houſe at the City of *Albany*, or other Convenient Place, and ſhall then and there make ſuch Regulations, with Relation to the Indian Trade, as to them ſhall ſeem moſt fit and convenient, for the juſt and fair Mannagery and Carrying on the ſaid Trade, and for Preventing any Force or Fraud to be uſed or practiſed with the ſaid Indians, or any of them. Which Regulations and Directions ſhall be made publick and affixed at the moſt publick Places in the ſaid City of *Albany*, that no Perſon may pretend Ignorance of the ſame. And it ſhall be Lawful for the ſaid Mayor or Recorder, Aldermen and Common Council, or the greater Number of them, to repeal, alter and amend the ſaid Regulations, or any of them, when and as often as they ſhall think fit, or as Occaſion ſhall require, ſo as to make them moſt Conducive to the good Ends and Purpoſes herein before-mentioned. And it is hereby declared to be the Duty of the ſaid Mayor, Recorder, Aldermen and other the Magiſtrates of the ſaid City, To uſe all prudent and legal Meaſures that the ſaid Regulations be ſtrictly and punctually obſerved: And for that End and Purpoſe, every of the ſaid Mayor, Recorder Aldermen or Common Council, are hereby impowered to examine all Drivers of Waggons, Sleds or Carts, and ſearch all ſuch Carriages, and to enter into the Houſe or Houſes of any of the ſaid Traders, and if they on their or any of their View, or by the Oath of one or more Credible Evidence or Evidences, find any Perſon has been Guilty of Trading or Carrying Indian Goods, contrary to the Regulations made by the ſaid Mayor, Recorder, Aldermen or Common Council, it ſhall be Lawful for the ſaid Mayor, Recorder, Aldermen and Common Council, or the greater part of them, to lay a Fine upon any Perſon ſo found to be Guilty, not exceeding Ten Pounds, nor leſs than Five Pounds, current Money of this Colony, and ſhall commit the ſaid Perſon to the County Goal, there to remain until the ſaid Fine be paid and ſatisfied, or ſhall Levy the ſaid Fine by Diſtreſs and Sale of the Offenders Goods and Chattles, as to the ſaid Mayor, Recorder, Aldermen or Common Council, or the greater part of them ſhall be thought moſt convenient. Which Fines ſhall be applyed as in and by this Act is herein firſt before Directed.

Penalty for not erecting two wooden houſes,

And be it further Enacted by the Authority aforeſaid, That if ſuch Houſes as are herein and hereby directed to be built, ſhall not be built, according to the Directions and in ſuch Place as by the Act, entituled, *An Act for the Building and Erecting two Wooden Houſes or Sheds, for the Accommodation of the Indians Trading at* Albany, *and keeping them in good Repair*, is directed, on or before the firſt Day of *September*, now next enſuing, the Commiſſioners for the Indian Affairs, whoſe duty it was to cauſe the ſame to be built, ſhall each of them forfeit the Sum of Twenty Pounds, to be levyed upon their Goods and Chattles, Lands and Tenements, and applyed to the Building or Repairing the Fortifications, as is herein before directed. And any Mayor or Recorder and any of the ſaid Aldermen or Common Council, Neglecting or Refuſing to do and perform any the Duties and Services in and by this Act required by the ſaid Mayor, Recorder, Aldermen and Common Council, to be done and performed, ſhall, for every ſuch Neglect or Refuſal forfeit the Sum of one Hundred Pounds, to be levyed, recovered and applyed, two thirds thereof for Building and Repairing the ſaid Fortifications, the other third thereof to ſuch Perſon or Perſons as ſhall inform and ſue for the ſame, by Bill, Plaint or Information,

Information, wherein there ſhall be no Eſſoyn, Protection, or Wager of Law, or any more than one Imparlance.

And be it Enacted by the Authority aforeſaid, That it is meant and intended, That ſo much of the Forfeitures in this Act mentioned to be applyed towards Building and Repairing Fortifications, are to His Majeſty, his Heirs and Succeſſors, to be applyed as particularly above directed, and the Reſidue of the Forfeitures, in this Act mentioned, to the Informer.

This Act to continue and remain in Force till the Nineteenth Day of *November* which ſhall be in the Year of our Lord One Thouſand Seven Hundred and Twenty Three, and from thence to the End of the next Seſſions of the General Aſſembly that ſhall be thereafter.

And be it Enacted by the Authority aforeſaid, That the before-mentioned Act, entituled, *An Act for the Encouragement of the Indian Trade and rendring it more Beneficial to the Inhabitants of this Province, and for Prohibiting the Selling of Indian Goods to the* French, ſhall be and continue in Force during the Continuance of this Preſent Act, and no longer.

An Act for Reviving an Act of General Aſſembly, entituled, *An Act to prevent Damages by Swine in the County of* Weſtcheſter, Queens-County *and the County of* Richmond, and for including *Kings County* and *Orange County* in the ſame manner.

WHereas an Act of General Aſſembly of this Province, made in the ſeventh year of her late Majeſties Reign, entituled, *An Act to prevent Damages done by Swine in the County of* Weſtcheſter, Queens County *& the County of* Richmond, is expired by its own Limitation, and the ſaid Act having, by experience, been found to be very beneficial to the ſaid Counties, *Be it therefore Enacted by the Governour, Council and General Aſſembly, and by the Authority of the ſame*, That the ſaid Act, and every Article, Clauſe and Thing therein contained, be Revived & Continued, and the ſame Act is hereby Revived, Continued and to remain in Force for and during the Term of ſeven years from and after the Publication of this preſent Act, and no longer.

And whereas the Inhabitants and Free-holders of *Kings County* and *Orange County* are deſirous to have the benefit of this aforeſaid Act, in the ſame manner as the Free-holders and Inhabitants of *Weſtcheſter*, *Queens-County* and the County of *Richmond*, *Be it Enacted by the Authority aforeſaid*, That the ſaid Act, and every Article and Clauſe, and thing therein contained, relating to Damages done by Swine, as is therein particularly expreſſed, ſhall be in the ſame Force and Validity, to all intents and purpoſes, in the ſaid two Counties of *Kings County* and *Orange County*, as in the there above-ſaid Counties, any Act, Law or Cuſtom to the contrary thereof notwithſtanding. *Provided always*, That this Act do extend only to that part of the County of *Orange* which lies to the Southward of the High-lands in the ſaid County of *Orange*, any thing in this Act, before contained, to the contrary notwithſtanding.

The following Acts were alſo paſſed at the ſame time, viz.

An Act for making more effectual an Act, entituled, *An Act for a Supply to be granted to his Majeſty for Supporting his Government in the Province of* New-York, *&c.*

An Act for the more ſpeedy and effectual Recovery of Arrears due and payable for Duties laid within this Colony.

An Act for Continuing the Currency of Bills of Credit, to the Value of Three Thouſand Ounces of Plate, till the firſt Day of *July*, 1724.

An Act for raiſing the Quantity of Three Thouſand Ounces of Plate for the effectual ſinking and cancelling Billsof Credit to that Value.

An Act for the ſpeedy and effectual Recovery of Arrears due and payable for Duties laid within this Colony.

Tenth Seſſions of the Second Aſſembly, 8th of K. *George*, 1722.

An Act to Increaſe the Number of Supervisors in the County of *Weſtcheſter*, and that no Wages of Supervizors ſhall be any part of the ſaid County's Rate for the future.

WHereas in and by an Act of the the General Aſſembly. paſt in the ſecond year of her late Majeſty's Reign, entituled, *An Act for the better Explaining and more effectual puting in Execution an Act of the General Aſſembly, made in the Third Year of the late King* William *and Queen* Mary, *entituled, An Act for defraying the publick and neceſſary Charge through-out th is Province, and for Maintaining the Poor and preventing Vagabonds*, It was among ſeveral other things Enacted, That in each reſpective Town within this Province, the Free-holders and Inhabitants thereof ſhould on every firſt *Tueſday* in *April*, annually, chuſe a Supervizor; and that each and every Inhabitant, being a Free-holder in any Mannor, Liberty, Juriſdiction, Precinct or Out-Plantation, ſhould have the Liberty to joyn his or their Votes with the next adjacent Town in the County where ſuch Inhabitant ſhould dwell, as in and by the ſaid Act may more at large appear. And whereas by that means the Inhabitants of ſeveral Mannors, Liberties and Precincts, which bear and pay a conſiderable ſhare in the County Rate, had not the Liberty of chuſing their own Supervizors, and ſome others, who have that Liberty, bear and pay a leſs proportion thereof than the Wages and Allowance of their own particular Supervizor does amount to, whereby the ſaid County Rate is become very heavy and burdenſom to the Free-holders and Inhabitants thereof. For Remedy of which, *Be It therefore Enacted by his Excellency the Governour, Council and the General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That it ſhall and may be Lawful for the Free-holders and Inhabitants of every Town, Mannor, Liberty and Precinct within the ſaid County of *Weſtcheſter*, annually to chuſe, on every firſt *Tueſday* in *April*, a Supervizor, being a Free-holder (except the Burrough of *Weſtcheſter*, who are to make ſuch Choice at the time appointed in their Charter) for each of the ſaid Towns, Mannors, Liberties and Precincts, *Provided* there are not leſs than Twenty Inhabitants within the ſame, reſpectively. And for ſuch Mannor or Mannors as (in their Rates and Taxes) have uſually been, or hereafter may be divided in two or more Diviſions, That a Supervizor may, in like manner, be choſen for each of ſuch Diviſion, by the Free-holders and Inhabitants thereof. And where the ſaid Inhabitants ſhall omit to make ſuch annual Choice in any of the ſaid Diviſions, and in ſuch Mannor or Mannors where not above the Number of Twenty Inhabitants do dwell or reſide, the Owner or Owners of ſuch Mannor or Mannors, or of ſuch Diviſion thereof as aforſaid, or their Stewards or Deputies, ſhall be deemed and eſteemed the Supervizors thereof reſpectively, and have the ſame Powers, to all intents, conſtructions and purpoſes whatſoever, as thoſe choſen by virtue of the Act before mentioned, any thing therein contained or any Practice to the contrary hereof in any wiſe notwithſtanding.

And

And be it further Enacted by the Authority aforeſaid, That from & after the Publication of this Act, none of the Supervizors in the ſaid County ſhall be entituled to any Wages or Reward for their ſeveral Services in that Capacity, and that no part of their or any of their Wages ſhall be brought in or allow'd as a Charge on the the ſaid County, upon any pretence whatſoever, but that the ſame ſhall be paid and diſcharged by the Free-holders and Inhabitants of each of the ſeveral Towns, Mannors, Liberties and Precincts for which they, reſpectively, ſhall appear and Act as Supervizors.

And to the End that encreaſing the Number of Supervizors may in no wiſe obſtruct their computing, raiſing and levying, annually, ſuch Sum or Sums of Money for diſcharging ſuch publick neceſſary contingent Charges as they ſhall find the ſaid County properly chargeable with, *Be it further Enacted by the Authority aforeſaid*, That the ſaid Supervizors ſhall, for that purpoſe, annually meet, as uſual, on every firſt *Tueſday* of *October* at the County Town, and then adjourn to ſuch Place and Time as they, or the major part of them, ſo meeting, ſhall think convenient; and the Clerk of the ſaid Supervizors ſhall ſend Circular Letters, ſignifying to the abſent Supervizors the Place & Time to which ſuch adjournment is made. And at ſuch ſecond or further Meeting or Meetings, the major part of the ſaid Supervizors, or any five of them, ſhall, and are hereby required to do and perform all and every act and thing, and ſhall be veſted with all and ſingular the Powers given to Supervizors, in and by the Act before-mentioned, any thing contained herein, to the contrary hereof, notwithſtanding.

Provided, That this Act ſhall extend to no other County than to the ſaid County of *Weſtcheſter*; and that the afore-mentioned Act in all Matters and Things ſhall be and remain in full Force and Virtue, Saving ſo much thereof only as in this Act is otherwiſe directed and provided for, any thing herein to the Contrary hereof in any wiſe notwithſtanding.

The following Acts were alſo paſſed at the ſame time, viz.

An Act appointing Commiſſioners to Let to Farm the Exciſe of *ſtrong Liquors* in the Cities and Counties in this Colony.

An Act for raiſing the Sum of Five Hundred Pounds to encourage and promote a Trade with the remote Nations of Indians, and for Securing the Five Nations in his Majeſty's Intereſt. As alſo the Sum of 320 *l.* 3 *s.* 2 *d*, advanc'd by ſeveral Perſons, for Repairing the Fortifications on the Frontiers.

Eleventh Seſſions of the 2d Aſſembly, 9*th* of K. *George*, 1723.

An Act for Raiſing and Levying the Quantity of Five Thouſand Three Hundred and Fifty Ounces of Plate for the Uſes therein mentioned, and for ſtriking and making Bills of Credit of that Value.

WHereas the Revenue raiſed for the Support of His Majeſty's Government in this Colony has not proved ſufficient to pay the Sallaries of the ſeveral neceſſary Officers and defray the Contingent Charges thereof, to the great hurt of the ſaid Officers, and hindrance of the Publick Service. And whereas ſome Attempts have been made to create a Trade with the more remote

remote Nations of *Indians*, which hath been attended with ſuitable Succeſs, and ſeveral of them have been induced to ſend Delegates to the City of *Albany*, who have deſired to be admitted and joyned (as one other Nation) to the *Five Nations* of Confederated *Indians* now in Amity with the Crown of *Great Britain*, and have entered into Treaties for the better carrying on the ſaid Trade; which, if duly Encouraged, will be of great Advantage to this Colony, by encreaſing the Wealth and Proſperity thereof, ſecuring and advancing the *Engliſh Intereſt*, and extending his Majeſty's Empire and Dominion in this part of *America*, *Be it therefore Enacted by the Governour, Council and General Aſſembly of this Province, and it is hereby Enacted by the Authority of the ſame*, That the Quantity of Five Thouſand Three Hundred and Fifty Ounces of *Sevil*, *Pillar* or *Mexico* Place, or Bills of Credit made current in this Colony, to the Value thereof, ſhall be aſſeſſed, raiſed and levyed, for the Uſes and Purpoſes before-mentioned, upon the Eſtates, Real and Perſonal, of all and every the Free-holders, Inhabitants and Reſidents within this Colony, and ſhall be collected and paid in the manner following, that is to ſay,

The Quantity of One Thouſand Seven Hundred and Eighty three Ounces ſix Penny weight and ſixteen Grains of the ſaid Plate on or before the firſt Day of *May*, which will be in the year of our Lord One Thouſand Seven Hundred and Twenty Four.

The like Quantity of One Thouſand Seven Hundred and Eighty Three Ounces ſix Penny Weight and ſixteen Grains of the ſaid Plate on or before the firſt Day of *May*, which will be in the year of our Lord One Thouſand Seven Hundred and Twenty Five,

And the like Quantity of One Thouſand Seven Hundred and Eighty Three Ounces ſix Penny Weight and ſixteen Grains, the remainder of the ſaid Plate, on or before the firſt Day of *May*, which will be in the year of our Lord One Thouſand Seven Hundred and Twenty Six.

Which ſaid Quantity of One Thouſand Seven Hundred and Eighty Three Ounces ſix Penny Weight and ſixteen Grains of Plate, aforeſaid, hereby appointed to be annually paid on the Days and Times before-mentioned, ſhall be yearly raiſed, levyed and paid by the Free-holders, Inhabitants and Reſidents in the ſeveral and reſpective Counties and Cities within this Province, during the three years before-mentioned, according to and in the Quota's and Proportions following, that is to ſay,

By the City and County of *New-York*, the Quantity of Three Hundred and Fifty Eight Ounces ſix Penny Weight and ſixteen Grains of Plate aforeſaid, yearly, and every year, during the ſaid three years.

By the City and County of *Albany*, the Quantity of Two Hundred and Fifty Ounces of like Plate, yearly and every year, during the ſaid three years.

By the County of *Kings County*, One Hundred and Forty Five Ounces of like Plate, yearly and every year, during the ſaid three years.

By the County of *Queens County*, the Quantity of Two Hundred and Fifty Ounces of like Plate, yearly and every year, during the ſaid three years.

By the County of *Suffolk*, Two Hundred and Fifty Ounces of the like Plate, yearly and every year, during the ſaid three years.

By the County of *Richmond*, One Hundred and Twenty Ounces of the like Plate, yearly and every year, during the ſaid three years.

By the County of *Weſtcheſter*, One Hundred and Fifty two Ounces Ten Penny Weight of the like Plate, yearly and every year, during the ſaid three years.

By the County of *Ulſter*, One Hundred and Seventy two Ounces Ten Penny Weight of the like Plate, yearly and every year, during the ſaid three years,

By the County of *Orange*, Forty two Ounces Ten penny weight of the like Plate, yearly and every year, during the ſaid three years.

By the County of *Dutches*, Forty two Ounces Ten penny weight of the like Plate, yearly and every year, during the ſaid three years. *And*

And be it Enacted by the Authority aforeſaid, That the ſeveral and reſpective Aſſeſſors and Collectors now already elected, or hereafter to be elected, during the continuance of this Act, for the ſeveral and reſpective Cities, Towns, Mannors, Liberties and Precincts within this Province, be, and the ſaid ſeveral and reſpective Aſſeſſors and Collectors now already choſen, or hereafter to be choſen and elected, as aforeſaid, are herein and hereby appointed, impowered and directed to be the Aſſeſſors and Collectors within the ſeveral and reſpective Limits, Diſtricts, and Precincts for which they now are or hereafter ſhall be choſen, as aforeſaid, to aſſeſs and collect the ſeveral Quantities of Plate by this Act appointed to be raiſed, levyed and collected. And the ſaid Aſſeſſors and Collectors ſhall aſſeſs the Freeholders, Inhabitants and Reſidents within their ſeveral Limits and Diſtricts, and collect the ſaid Plate on the Times and according to the Quota's directed and appointed by this Act, according to the Directions, true Meaning and Intent thereof, and not otherwiſe. Aſſeſſors & Collectors

And to the end that Aſſeſſments may be made in ſuch convenient time by the Aſſeſſors, that the Plate, by this Act intended to be raiſed, may be collected, gathered and paid at the times herein before-mentioned and appointed, and that the Aſſeſſments may be truly, equally and impartially made, as of right they ought to be, *It is further Enacted by the Authority aforeſaid,* That the Mayors and Aldermen of the Cities of *New-York* and *Albany*, and the Juſtices of the Peace, or the greater part of them, for the time being, of each of the reſpective Counties within this Colony, ſhall meet and Aſſemble together on or before the ſecond *Tueſday* in the Month of *February* now next enſuing, in this preſent year One Thouſand Seven Hundred and Twenty Three, and on or before the ſecond *Tueſday* of the Month of *February*, which will be in the year of our Lord One Thouſand Seven Hundred and Twenty Four, and alſo on or before the ſecond *Tueſday* of the Month of *February*, which will be in the year of our Lord One Thouſand Seven Hundred and Twenty Five, at the Court houſe of the ſaid reſpective Cities and Counties, or at ſuch other place as they ſhall think proper, and then and there iſſue their Warrants to their ſeveral and reſpective Aſſeſſors aforeſaid, to take a true and exact Account of all the Eſtates, Real and Perſonal, of all the Freeholders, Inhabitants and Reſidents within the Precincts or Diſtricts for which they, or any of them, at the time of iſſuing ſuch Warrants, ſhall be Aſſeſſor or Aſſeſſors, and a true, equal and impartial Aſſeſment to make, and the ſame at a Day and place, in the ſaid Warrants prefixed, to the ſaid Mayors and Aldermen, and the ſaid Juſtices of the reſpective Counties, or major part of them then met, to exhibit. And when the ſaid Aſſeſments are by the ſaid Aſſeſſors compleated, and the full Amount of the ſame truly caſt up, according to the Pound Value of the ſaid Eſtates, ſo that the Quota's and Proportions of each Diſtrict, Ward, Town, Mannor or Precinct be apparent and made known, then the ſaid Mayors and Aldermen, and the ſaid Juſtices ſo met, or major part of them, ſhall iſſue their Warrants to the ſeveral and reſpective Collectors within the ſaid ſeveral and reſpective Cities and Counties, to collect the Quota or Proportion of Plate found to be due and payable within their ſeveral Diſtricts, Wards, Limits, Towns, Mannors and Precincts. The time the Juſtices ſhall meet, to iſſue Warrants to Aſſeſſor.

And in order that the Aſſeſment may be truly, juſtly, equally and impartially made and done, *Be it Enacted by the Authority aforeſaid,* That every Aſſeſſor that now is, or hereafter ſhall be choſen and elected within this Colony, ſhall, before he enters upon the performance of the Duty and Service required of him by this Act, take a Solemn Oath upon the holy Evangeliſts of Almighty God, *That he will Well and Truly, Equally, Impartially and in due Proportion, according to the beſt of his Skill, Knowledge and Underſtanding, Aſſeſs and Rate all the Free-holders, Inhabitants and Reſidents of the Place for which he is choſen an Aſſeſſor.* Which Oath every of the ſaid Mayors, Aldermen and Juſtices of the Peace, are Impowered to adminiſter. The Aſſeſſors Oath.

And the ſaid Mayors, Aldermen and Juſtices of the Peace, or ſome of them, are hereby Required and Directed to Adminiſter the ſame.

On neglect chuſing Aſſeſſors the Juſtices ſhall appoint them.

And be it further Enacted by the Authority aforeſaid, That in caſe any Mannor or Town, Liberty, Precinct or Iſland within the reſpective Counties, do or ſhall refuſe, neglect or omit, or not annually elect and chuſe Aſſeſſors or Collectors, whereby the intent of this Act may be eluded, That then and in ſuch Caſe the Juſtices of the Peace for the County or Counties where ſuch Refuſal, Neglect or Omiſſion has happened, are hereby Authorized, Impowered and Required to nominate and appoint an Aſſeſſor or Aſſeſſors, and a Collector or Collectors for ſuch Mannors, Towns, Liberties, Precincts and Iſlands; Which Aſſeſſors and Collectors ſo nominated and appointed, ſhall, to all intents and purpoſes, obſerve the Directions of this Act, as fully, in all reſpects, as any other Aſſeſſors or Collectors are by this Act obliged and required to do.

Penalty on Aſſeſſors & Collectors for neglect of Duty

And be it further Enacted by the Authority aforeſaid, That if any Perſon or Perſons who ſhall be choſen, nominated or appointed Aſſeſſors or Collectors in manner aforeſaid, ſhall deny, neglect, or unequally and partially Aſſeſs, or refuſe to make ſuch Aſſeſſment, as by this Act is required, or ſhall deny, neglect or refuſe to collect any Sum or Sums of Money, in form before-mentioned, laid, taxed and aſſeſſed, and thereof be convicted before any two Juſtices of the Peace of the Cities and Counties where ſuch Offender ſhall dwell or reſide, who are hereby Required and Impowered to hear and determine the ſame, ſuch Aſſeſſor or Collector ſo neglecting or refuſing, ſhall, by Warrant under the Hands and Seals of ſuch two Juſtices of the Peace, be committed to the Common Goal, there to remain until he pay a Fine not exceeding Ten Pounds, for ſuch his Neglect or Refuſal, as aforeſaid, to be laid at the Diſcretion of the Juſtices before whom ſuch Conviction ſhall be made.

Penalty on Juſtices for neglect of Duty

And it is alſo Enacted by the Authority aforeſaid, That if any Mayor, Alderman or Juſtice of the Peace within this Colony, who are hereby Required, Impowered and Authorized to take effectual care that this Act be duly executed according to the true intent and meaning thereof, ſhall deny, refuſe, neglect or delay to do, perform and execute all or any of the Powers, Duties & Authorities by this Act required of him or them to be done, and ſhall thereof be lawfully Convicted before any of his Majeſty's Courts of Record within this Colony, he or they ſhall ſuffer ſuch Pains, by Fines and Impriſonment, as by the Diſcretion of the Juſtices of the ſaid Courts ſhall be adjudged.

On neglect of paying Tax to be diſtrained.

And be it Enacted by the Authority aforeſaid, That if any Perſon or Perſons within this Colony ſhall refuſe, neglect or delay to pay the ſeveral Quantities of Plate appointed by this Act, and aſſeſſed, in manner aforeſaid, for ſuch Perſon or Perſons to pay, upon Demand made by the Collector of the place where ſuch Perſon or Perſons ſhall dwell or reſide, it ſhall and may be lawful to and for ſuch Collector, for Non-payment thereof, to Diſtrain the Goods and Chattles of every perſon or perſons ſo refuſing, delaying or neglecting, and the Diſtreſs, ſo taken, to keep the ſpace of four Days, at the Coſts and Charges of the Owners thereof, and if the Owners do not pay the ſaid Quantities of Plate, ſo diſtrained for, within the ſaid four Days, then the ſaid Diſtreſs to be publickly Sold by the ſaid Collectors, for the payment of the ſaid Plate, and the Over-plus coming by the ſaid Sale (if any there be) over and above the Charge of taking, keeping and ſelling the ſaid Diſtreſs, to be immediately reſtored to the Owner thereof.

Time the money is to be paid to the Treaſurer.

And be it further Enacted by the Authority aforeſaid, That the ſeveral Collectors aforeſaid, ſhall, within Twenty Days after the ſame is appointed by them to be received, pay in their ſeveral Quantities of Plate by them, by Virtue of this Act to be collected and levyed, to the Treaſurer of this Colony, for the time being, retaining in their hands, reſpectively, *Nine Pence in the Pound* for all ſuch Sum and Sums of Money as they, and every of them ſhall ſeverally collect and pay in manner aforeſaid.

And

And be it further Enacted by the Authority aforeſaid, That the ſaid Treaſurer, on the Payment to him of the reſpective Sums of Money collected and levyed by the ſeveral Collectors, ſhall give them Receipts, *gratis*, for ſuch Sum or Sums of Money as ſhall by them, or any of them, be paid unto him; which Receipts ſhall be to the ſeveral Collectors aforeſaid a good ſufficient Acquittance and Diſcharge in the Law, for ſo much as in the ſame ſhall be mentioned to be received.

Treaſurer to give Receipts.

And be it further Enacted by the Authority aforeſaid, That in every reſpective City and County, according to their and every of their ſeveral and reſpective Quota's aforeſaid, there ſhall be raiſed, over and above their Quota, the Sum of *Fifteen Pence* on the Pound, *Nine Pence* for each Pound of which ſhall be retained in the hands of each of the Collectors, for their trouble, as aforeſaid, in gathering and collecting the ſaid Quota, and *Six Pence* for each Pound ſo gathered, collected and paid into the hands of the Treaſurer of this Colony, which ſaid Sum of ſix Pence on each Pound ſhall by the Treaſurer be retained in his hands as a Reward for his Service in receiving the Money raiſed by this Act, and keeping Accounts of the ſame.

Officers Wages to be raiſed.

And whereas the Quantity of One Thouſand Two Hundred and Fifty Ounces of Plate, part of the Plate by this Act appointed to be raiſed, is hereby intended to be applyed towards the Encouragement and promoting a Trade with the more remote Nations of *Indians*, and to ſecure the *Five Nations* in his Majeſty's Intereſt, *It is therefore Enacted*, That the ſaid Quantity of One Thouſand Two Hundred and Fifty Ounces of Plate be drawn out of the Treaſurers hands by Warrants under the Hand and Seal of his Excellency the Governour or Commander in Chief, for the time being, in Council, and not otherwiſe, for the ſaid Uſe and Purpoſe to be applyed, and for no other Uſe or purpoſe whatſoever.

Money to be paid by the Governours Warrants.

And be it Enacted by the Authority aforeſaid, That the Quantity of Four Thouſand One Hundred Ounces of Plate, the remainder of the Plate by this Act appointed to be raiſed, ſhall, by the Treaſurer of this Colony, for the time being, be paid and applyed to the Uſes following, and to no other Uſe or purpoſe whatſoever, that is to ſay,

The Quantity of Four Thouſand Ounces, part of the ſaid Plate, to diſcharge thoſe Warrants, unpaid, belonging to the Officers reſiding in this Government, that have been drawn upon the ſaid Treaſurer, and by him payable for their ſeveral and reſpective Sallaries.

To whom the Plate ſhall be paid.

The Quantity of Ten Ounces, other part of the ſaid Plate, to be paid to the Printer, for the Printing of Five Hundred and Forty two Bills of Credit, directed by this Act to be made current, and their Counter parts.

The Quantity of Twenty Seven Ounces Ten penny weight, other part of the ſaid Plate, to be paid to the five Signers named in this Act, for all their trouble in Signing and Cancelling the ſaid Bills,

And the remaining Quantity of Sixty two Ounces ten penny weight of the ſaid Plate to be by the ſaid Treaſurer retained in his own hands as a Reward for his trouble in Receiving, Iſſuing and Cancelling the Bills of Credit appointed by this Act to be made current. And the ſaid Treaſurer ſhall be accountable for the Iſſuing and Diſpoſing all the Plate by this Act appointed to be raiſed, unto the Governour, the Council, or the General Aſſembly of this Province at any time requiring the ſame.

And Whereas the Encouragement of the Remote *Indians* will much depend on their being civilly and kindly treated, and fairly and juſtly dealt withal by the Inhabitants of the City and County of *Albany*; and that all Methods and Indirect and Unjuſt Practices be prevented, *Be it further Enacted by the Authority aforeſaid*, That upon the Complaint of any ſuch far or remote *Indians*, or of any perſon in their behalf, that they have been abuſed or unfairly dealt withal in their Trade, or extravagant Prices exacted from them by the Waggoners in their Paſſage to and from

Indians to be kindly trated & not abuſed.

from *Albany*, or forced to Trade with any perſon contrary to their Inclinations, the Commiſſioners of the *Indian Affairs*, or the major part of them, for the time being, are hereby Impoweted to ſend for the perſon or perſons complained of, and to Hear and Determine the Matter of Controverſie; and if it ſhall be found that any perſon or perſons have Wronged or evilly treated any ſuch *Indian* or *Indians*, the ſaid Commiſſioners are to Fine ſuch Perſon or Perſons, according to the Merit of the Caſe, provided the Fine exceed not the Sum of *Ten Pounds* for each Offence, and commit the Offender to Goal till the ſaid Fine be paid; the Money ariſing by the ſaid Fines to be applyed towards the payment of ſuch of his Majeſty's Subjects as ſhall ſuffer by the ſaid *Indians* Killing their Cattle, Hogs and other Creatures, and put into the hands of the County Treaſurer, to be applyed to that Uſe.

And for the more Speedy and Effectual Payment of the Sallaries of the ſaid Officers, and to make proper and ſufficient Proviſion for the purpoſes before mentioned, *Be it Enacted by his Excellency the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That Bills of Credit to the Value of Five Thouſand three Hundred and Fifty Ounces of Plate, of the *Spaniſh* Coyns, of *Sevil*, *Mexico* or *Pillar* Plate, be forth-with printed and made upon the Credit of the Plate to be raiſed and levyed by Virtue of this Act, that is to ſay, Two Hundred and Forty three Bills of Eleven Ounces and Five penny weight each. Two Hundred and Ninty Nine Bills of Eight Ounces and Fifteen Penny Weight each. Upon every of which Bills ſhall be Impreſſed, on the middle of the ſaid Bills, the Arms of the City of *New-York*, and on the Top of each of them ſhall be printed the Quantity of Plate they ſhall go current for. And the ſaid Bills ſhall be in the Form following, *viz.*

The number of Bills to be printed.

The form of the Bills,

THis Indented Bill of Ounces Penny Weight of Plate, due from the Colony of New-York, *to the Poſſeſſor thereof, ſhall be in Value equal to Plate, and ſhall be accordingly accepted by the Treaſurer of this Colony, for the Time being, in all Publick Payments, and for any Fond at any time in the Treaſury. Dated in* New-York *the ſecond Day of* July, *One Thouſand Seven Hundred and Twenty Three, by Order of the Governour, Council and General Aſſembly.*

The Signers.

Which Bills ſhall be Signed and Numbred by *David Provoſt*, *Johannes Janſen*, *Jacobus Kip*, *John Cruger*, and *Gerrardus Beekman*, jun. Eſqrs. or any three of them.

And be it Enacted by the Authority aforeſaid, That the Bills of Credit aforeſaid, herein and hereby directed to be made Current, ſhall be Sunk, Cancelled and Deſtroyed by the Treaſurer of this Colony, for the time being, in the Preſence of the Signers aforeſaid, or the major part of them that ſhall be then alive, on the Days and Times herein after-mentioned, that is to ſay,

The Time the Bills are to be ſunk

So many of the ſaid Bills of Credit as ſhall amount to the Value of One Thouſand Seven Hundred and Eighty Three Ounces ſix penny weight and ſixteen Grains, being the One Third part of the Value of all the Bills made current by this Act, ſhall be ſunk and deſtroyed on the firſt Day of *July*, which will be in the year of our Lord One Thouſand Seven Hundred and Twenty Four.

1724.

So many more of the ſaid Bills of Credit as ſhall amount to the Value of One Thouſand Seven Hundred and Eighty Three Ounces, ſix Penny Weight and ſixteen Grains of Plate, being another Third part of the Value of all the Bills, as aforeſaid, made current, ſhall be ſunk and deſtroyed on the firſt Day of *July*, which will be in the year of our Lord One Thouſand Seven Hundred and Twenty Five.

1725.

And all the remainder of the ſaid Bills ſhall be ſunk, cancelled and deſtroyed on the firſt Day of *July*, which will be in the year of our Lord One Thouſand Seven Hundred and Twenty Six. And the Treaſurer of this Colony, for the time being, is hereby directed to ſink and deſtroy all the ſaid Bills accordingly.

1726.

And

And Whereas it may ſo happen that ſome of the ſaid Bills may after the firſt Day of *July*, which will be in the year of our Lord One Thouſand Seven Hundred and Twenty Six, be and remain in the hands of private Perſons, ſo that they cannot conveniently be brought to the Treaſurer of this Colony, in order to be ſunk and deſtroyed on the ſaid firſt Day of *July*, One Thouſand Seven Hundred and Twenty Six, *Be it therefore Enacted by the Authority aforeſaid*, That any Perſon or Perſons who ſhall on the ſaid firſt Day of *July*, or on or before the firſt Day of *May*, which will be in the year of our Lord One Thouſand Seven Hundred and Twenty Seven, bring and deliver to the Treaſurer of this Colony, for the time being, any Bill or Bills made current by this Act, Every Perſon ſo bringing and delivering any ſuch Bill or Bills, ſhall, by the Treaſurer be paid to the Value of them, out of the Fonds or publick Money in his hands, at the time of bringing and delivering ſuch Bill or Bills, which ſaid Bill or Bills ſo brought in and delivered to the Treaſurer, ſhall by him be ſunk and deſtroyed at the times of delivering the ſame, on or before the firſt Day of *May*, aforeſaid. After which Day the ſaid Treaſurer is not to Exchange any of the Bills made current by this Act, nor take them in payment longer than till the firſt Day of *July*, which will be in the year One thouſand ſeven hundred and twenty Six, aforeſaid.

How long the Bills ſhall be current.

And that it may be truly known what Number and Value of Bills are ſunk and deſtroy'd on the ſaid firſt Days of *July*, which will be in the year of our Lord One thouſand ſeven hundred and twenty Four, One thouſand ſeven hundred and twenty Five, and One thouſand ſeven hundred and twenty Six, or at any time before the ſecond Day of *May* then next following, *It is hereby further Enacted* That the Treaſurer of this Colony at that or any of thoſe Times being, ſhall keep a true and perfect Account of all ſuch Bills by him receiveed and deſtroyed, which Account he ſhall render upon Oath, if thereto required by the Governour, Council and General Aſſembly, or either of them.

The Signers Oath.

And Be It Enacted by the Authority aforeſaid, That the Perſons appointed for Signing of the ſaid Bills of Credit, ſhall take an Oath before any one of the Aldermen of the City of *New-York*, for the true ſigning and delivering of all the ſaid Bills of Credit, that is to ſay, *That they the Signers, or the greater Number of them alive, will truly ſign all the ſaid Bills of Credit made current by this Act, and no more, except impowered by an Act of Aſſembly of this Province ſo to do, and that they the Perſons ſigning the ſame will deliver unto the Treaſurer of this Colony, for the time being, all the Bills of Credit ſo ſigned by them, and no more the than Number mentioned in this Act, according to the true intent and meaning of the ſame.*

The Signers Reward.

And be it Enacted by the Authority aforeſaid, That *David Provooſt*, *Johannes Janſen*, *Jacobus Kip*, *John Cruger*, and *Gerrardus Beekman*, Eſqrs. herein named and appointed to ſign the Bills of Credit made current by this Act, ſhall, for ſuch their Service have paid unto each of them, or each of their Executors or Aſſigns, by the Treaſurer of this Colony, for the time being, in Bills of Credit made current by this Act, the Quantity of Five Ounces and Ten Penny Weight of Plate, as a Reward for their whole Trouble in Signing, Numbering and Cancelling the Bills aforeſaid.

The Printers Reward.

And be it Enacted by the Authority aforeſaid, That the Printer appointed to print the ſaid Bills of Credit, ſhall receive, as a Reward for his Printing and Providing Pens and Ink to ſign the ſame, the Sum of ten Ounces of Plate, to be paid him by the Treaſurer of this Colony, in the Bills of Credit made current by this Act. And the ſaid Printer is hereby Required and Directed to deliver to the Signers of the ſaid Bills, by this Act appointed, every Bill of Credit by him, the ſaid Printer, printed, and ſhall, upon his Delivery of the ſaid Bills to the ſaid Signers, take an Oath upon the holy Evangeliſts, *That the Bills of Credit then by him delivered, are all the Bills of Credit by him printed by Virtue of this Act.* Which Oath all or any of the Signers, is hereby Impowered, Directed and Required to

adminiſter. And if more Bills happen to be printed than by this Act are appointed and enacted to be current, the Signers, hereby appointed, are Directed and Required to burn and deſtroy ſuch Supernumerary Bills as ſhall be printed and delivered to them.

The Stamps to be delivered.

And whereas the Stamps of the Arms of the City of *New-York*, heretofore uſed to be Imprinted on the Bills of Credit made current in this Colony, are now depoſited in the hands of *Abraham De Peyſter*, jun. Eſq; Treaſurer of this Colony, *Be it Enacted by the Authority aforeſaid*, That the ſaid *Abraham de Peyſter*, jun. Eſq; or the Treaſurer of this Colony, for the time being, ſhall, in the preſence of the Signers aforeſaid, deliver the ſaid Stamps to *William Bradford*, the Printer appointed to print the Bills of Credit made current by this Act, in order that the ſame may be Impreſſed on the ſaid Bills; Which when done, the ſaid *William Bradford*, ſhall Re-deliver the ſaid Stamps, in the preſence of the ſaid Signers, to the ſaid Treaſurer, to be by him ſafely kept and preſerved, and the Receipt of the ſaid Treaſurer, given to the ſaid *Bradford*, ſhall be a ſufficient Diſcharge to him for the ſame.

The Currency of the Bills.

And be it further Enacted by the Authority aforeſaid, That the Bills of Credit appointed and enacted by this Act to be current, ſhall be received in all Caſes whatſoever by any Perſon within this Province, during the time they are Enacted to continue, and be as effectually current as any other Bills of Credit made current in this Colony by any Act of the General Aſſembly of this Province; and any Perſon refuſing to take them in payment for any Sum due, or hereafter to become due, or for any Contract already made, or hereafter to be made, or for any Conſideration whatſoever, for any Effects or Services already delivered or performed, or hereafter to be delivered or performed, ſhall be liable, and is hereby made liable and ſubjected to all the Penalties and Forfeitures contained in any or all the Acts of the General Aſſembly of this Colony at any time Enacting and Enforcing the Currency of Bills of Credit, as fully, to all Intents, Conſtructions and Purpoſes whatſoever, as if the words of all or any the Acts aforeſaid, relating to the Bills of Credit, or Enacting and Enforcing the Currency of Bills of Credit in them mentioned, had been particularly expreſſed or tranſcribed, and hereby Enacted, any thing in this Act, or any other Act of the General Aſſembly of this Province, to the contrary hereof in any wiſe notwithſtanding.

Penalty for Counterfeiting the Bills.

And be it Enacted by the Authority aforeſaid, That if any Perſon or Perſons whatſoever ſhall preſume to Counterfeit any of the Bills of Credit made current by this Act, or ſhall Alter any of the ſaid Bills made current, as aforeſaid, ſo that they ſhall appear to be of greater Value than by this Act the ſame Bills, ſo altered, were Enacted, Signed and Numbred to paſs current for, or ſhall knowingly paſs any of the Bills aforeſaid, ſo Counterfeited or Altered, every Perſon guilty of Counterfeiting or Altering any of the ſaid Bills, as aforeſaid, ſhall be Guilty of Felony, and Convicted of ſuch Counterfeiting or Altering, ſhall ſuffer Death accordingly, and not have the benefit of Clergy. And every Perſon knowingly Paſſing any ſuch Counterfeit or Altered Bill, and convicted thereof, ſhall alſo ſuffer the Pains of Death, without benefit of Clergy.

An Act to Revive an Act, entituled, *An Act for the Encouraging Navigation.*

WHereas an Act paſſed in the firſt year of his Majeſty's Reign, entituled, *An Act for the Encouraging Navigation*, hath proved of great uſe, benefit and encouragement to the Navigation of the Merchants, and others, Trading into and

and out of the Port and Harbour of *New-York*, and the ſame being expired by its own Limitation, *Be it Enacted by the Governour, Council and Aſſembly, and by the Authority of the ſame*, That the aforeſaid Act of the General Aſſembly, entituled, *An Act for the Encouraging Navigation*, made in the ſaid firſt year of his Mjeſty's Reign, ſhall be and hereby is Revived to all Intents, Conſtructions and Purpoſes whatſoever, from the Publication hereof, for and during the Term and Space of Five Years from thence next enſuing, and every Clauſe, Article and Thing contained in the aforeſaid Act, ſhall be and remain in as full Force and Virtue, as if every ſuch Clauſe, Article and Thing had been particularly enacted and mentioned in the Body of this Act.

An Act to Determine and take off the Reward allowed by former Acts for Killing and Deſtroying Wild Cats and Foxes.

WHereas in and by ſeveral former Acts of the General Aſſembly of this Colony certain Premiums and Rewards were allowed to all ſuch Perſon or Perſons as ſhould Kill or Deſtroy any Wild Cat or Wild Cats, their Catling or Catlings, and any Fox or Foxes, their Puppy or Puppies, payable by the ſeveral and reſpective County or Counties where the ſame were ſo kill'd and Deſtroyed, with a view and deſign to Extinguiſh, at leaſt, to leſſen the Number of ſuch Vermin. And whereas many evil diſpoſed Perſons have often impoſed upon ſome Particular Counties, by bringing the Ears of Wild Cats and Foxes killed not only out of ſuch reſpective County, but even out of this Colony, as alſo the Ears or Skins bought up in the City of *New-York*, and elſe-where, and thereupon received the Rewards allowed by the ſaid Acts, to the great hurt and damage of the Counties where ſuch Fraud has been committed. For preventing of which for the future, *Be it Enacted by his Excellency the Governour, Council and the General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That from and after the Publication of this Act, No manner of Premium or Reward ſhall be allowed or paid to any Perſon or Perſons whatſoever, that ſhall kill or deſtroy any Wild Cat or Wild Cats, their Catling or Catlings, or any Fox or Foxes, their Puppy or Puppies, after the Publication hereof, an Act paſtin the third year of his Majeſty's Reign, entituled, *An Act for Deſtroying Wolves and Foxes in the County of Weſtcheſter*, as alſo an Act paſſed in third year of his Majeſty's Reign, entituled, *An Act to Encourage the Deſtroying Foxes and Wild Cats in* Kings County, Queens County, *and County of Suffolk*, or any other Laws of this Colony to the Contrary hereof, in any wiſe notwithſtanding.

An Act to prevent Deſertion from his Majeſty's Forces in the Province of New-York.

WHereas many and grievous Complaints are daily laid before his Excellency the Captain General and Commander in Chief of this his Majeſty's Province of *New-York* concerning Debts due from the Souldiers, private Men of his Majeſty's four Independent Companys in Garriſon in ſaid Province, and that great Diſorders and Inconveniencies have here-to-fore ariſen, and are daily growing, from the too large Truſt and Credit given by Shop-keepers, Victualers, Keepers of Taverns and Tipling-houſes, to the Souldiers, private Men of his Majeſty's ſaid Four Independent Companys in Garriſon, in this Province, at the Cities of *New-York* and *Albany*, *Schenectady*, and other places within

within the ſame, by means whereof the ſaid Souldiers are frequently Debauched and Miſ-led by extravagant Gaming, Drinking, and other Vices, to the Impoveriſhment and Ruin of themſelves and their Families who do thereby often become burthenſom to thoſe places where they reſpectively reſide. And foraſmuch alſo as frequent Deſertions are thereby encouraged and occaſioned, to the great and manifeſt Prejudice of his Majeſty's Service and the Security of this his Province.

In Order therefore to prevent the ſaid Complaints, Diſorders and Inconveniencies, *Be it Enacted by his Excellency the Governour, Council and Aſſembly, and it is Enacted by the Authority of the ſame,* That from and after the firſt Day of *Auguſt*, in this preſent year of our Lord One Thouſand Seven Hundred and Twenty Three, No Shop-keeper, Victualer, Keeper of a Tavern, or other Tipling Houſe, or any other Perſon whatſoever, ſhall Truſt or give Credit to any Souldier or private Man under the Degree of a Serjeant, being Enliſted and Enroled in any or either of his Majeſty's four Independent Companys of Foot, in this Province, for any larger or greater Sum than *Six Shillings* current Money of this Province, and if any Shop-keeper, Victualer, Keeper of a Tavern or Tipling-Houſe, or any other Perſon whatſoever, within the ſaid Province, ſhall Truſt or give Credit to any Souldier or private Man, under the Degree of a Serjeant, Enliſted and Enrolled, as aforeſaid, for any greater or larger Sum than *Six Shillings* current Money of this Province, he, ſhe or they ſo, as above-ſaid, Truſting or Crediting any ſuch private Man or Souldier under the Degree of a Serjeant, ſhall looſe, and are hereby Diſabled from ever Recovering the whole Debt, or any part thereof; And any Souldier or private Man, ſo as above ſaid deſcribed, being Truſted or Credited for any Sum or Sums of Money, Goods, Wares or Merchandizes, Victuals or Drink, and being thereupon Sued or Proſecuted for any Sum above the Sum of *Six Shillings*, contrary to the true intent and meaning of this Act, may plead the *General Iſſue*, and give this Act in Evidence in any of his Majeſty's Courts of Record, or before any Juſtice of the Peace in this Province. And the Judges and Juſtices of the ſaid Courts, reſpectively, and all Juſtices of the Peace, are hereby ſtrictly Required and Enjoyned to admit this Act to be ſo given in Evidence, any Law, Uſage or Cuſtom to the contrary hereof in any wiſe notwithſtanding.

publick-houſes not to give Soldiers credit above Six Shillings.

And Whereas it has been Diſcovered that many evil diſpoſed Perſons do frequently buy, receive or take, in Pawns and Pledge, the Military Cloathing of ſaid Souldiers, private Men, as afore-ſaid, *Be it Enacted*, That if any Perſon or Perſons whatſoever, from and after the firſt Day of *Auguſt* before mentioned, ſhall buy, receive or take, in Pawn or Pledge, from any of ſaid Souldiers or private Men, Corporals or Serjeants of ſaid Independent Companies, or either of them, any Military Cloathing, that is to ſay, the Military Hat, Cravat, Coat, Waſtecoat, Breetches, Shirt, Shoes, Stockins, or any or either of them, ſuch Perſon or Perſons ſo buying, receiving or taking in Pawn or Pledge, all or any part of ſaid Military Cloathing, as is herein mentioned, ſhall Forfeit for each and every Offence the Sum of *Ten Pounds* current Money of this Province, to be Recovered by Action of Debt, Bill, Plaint or Information in any Court of Record in this Province, by any perſon who ſhall inform, ſue or proſecute for the ſame.

Pawns from Soldiers not to be taken.

And in order to prevent all Fraud, Coven and Deceit which may be uſed to avoid and defeat the good and juſt Purpoſes of this Act, *Be it Enacted*, That if any Perſon or Perſons whatſoever ſhall ſue or proſecute any Souldier or private Man, Enliſted and Enroled, as aforeſaid, under the Degree of a Serjeant, for any Sum of Money not exceeding the Sum of *Six Shillings*, ſaid Perſon or Perſons ſo ſuing or proſecuting, ſhall, upon the bringing ſuch Suit or Proſecution, be examined upon Oath, *That if the Sum, ſo by him, her or them, ſued for, be the whole and entire Debt due to him, her or them, from the Perſon ſo ſued or proſecuted, at the time of his, the Plaintiffs, her or their Commenc ng and bringing ſuch Suit or Proſecution, and making ſuch Oath.*

Oath. And all Mayors, Aldermen and Juſtices of the Peace within this Province are hereby ſtrictly Required and Enjoyned to adminiſter ſuch Oath to all and every Perſon or Perſons ſuing or proſecuting any Souldier or private Man for the Sum of *Six Shillings* or under, ſaid private Man or Soldier being, as aforeſaid, duly Enliſted and Enroled in any or either of ſaid Independent Companies under the Degree of a Serjeant.

And to prevent any Frauds to be practiſed under colour of this Act, *Be it Provided and Enacted by the Authority aforeſaid*, That all ſuch Perſon or Perſons as ſhall at any time after the aforeſaid firſt Day of *Augu* , enliſt or enroll himſelf or themſelves in any of hi Majeſty's ſaid four Independent Companies, ſhall have no manner of benefit by this Act for any Debt or Debts contracted by him or them before ſuch Enliſtment or Enrolement, any thing herein contained to the contrary hereof in any wiſe notwithſtanding.

And it is hereby further Enacted, That this Act be publickly and openly Read by the Clerk of the Peace at every Quarter-Seſſions to be held in the ſeveral Cities and Counties in this Province, on the Day of the opening ſaid Seſſions, ſo long as this Act ſhall continue in Force. Of which all Juſtices of the Peace are to take eſpecial Notice.

This Act to be and remain in Force for the Space of Five Years, and no Longer.

An Act for the Clearing and further Laying out of the High-ways in the City and County of *Albany*.

WHereas notwithſtanding the ſeveral Acts of the General Aſſembly of this Colony for the better Clearing and Laying out the High-ways in the City and County of *Albany*, now in Force, the High-ways in the ſaid County are mightily out of Repair, and in ſome places not yet well or ſufficiently laid out, to the great Inconvenience of the Inhabitants of the ſame, and whereof great Complaints have frequently been made to his Majeſty's Juſtices of the Peace for the ſaid City and County; and who, by reaſon of ſundry Deficiencies in the Acts now in Force, as aforeſaid, have hitherto been unable to Remedy the ſame. To the end therefore that the High-ways and Roads in the ſaid City and County be duly and commodiouſly laid out, and, from time to time, Repaired, for the benefit and advantage of the Inhabitants thereof, and other Perſons paſſing from and through the ſame, *Be it Enacted by his Excellency the Governour, and Council, and General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That from and after the twenty ſeventh Day of *July* in the preſent year of our Lord One Thouſand Seven Hundred and Twenty Three, the Perſons herein after-named ſhall be, and hereby are authorized and appointed to be Commiſſioners to put the Services, reſpectively intended by this Act, in Execution, in and through the reſpective City, Towns, Mannors and Precincts in the ſaid City and County reſpectively, for which they ſhall be herein-named and appointed, that is to ſay,

The Commiſſioners named and appointed;

For the Mannor of *Livingſton*, and the whole bounds thereof, unto the bounds of *Claverack* in the ſaid County, *Jacob Vosburgh*, Eſq; Meſſeirs *Johannis Spoor* and *Claus Bruſie*.

For *Claverack* above-ſaid, from the Southermoſt bounds thereof, to the bounds of *Kinderhoek*, in the ſaid County, *Pieter Meeſe Hogeboom*, Eſq; Meſſeirs. *Robert Teuiſſe van Denſe* and *Caſpar van Hoeſe*.

For *Kinderhoek*, in the ſaid County, from the bounds thereof, through the Woods to *Green Buſh*, including all the Inhabitants along the Road, although they

belong to the Mannor of *Renſelaarſwyck*, Capt. *Abraham Halſtyn*, Meſſeirs *Coenraat Berghart* and *Leonard Conyn*.

For the Eaſt ſide of the Mannor of *Renſelaarſwyck*, to and from the Southermoſt Inhabitants of *Scatack* to *Green Buſh* aforeſaid, along the River-ſide, *Volkert van Veghten*, Eſq; Meſſeirs *Johannis Wendell* and *Johannis van Valkenburgh*.

For *Schaghook*, on both ſides of the River, that is to ſay, on the Eaſt ſide, to the Houſe of *Dirk van der Heyden*, and on the Weſt-ſide, to the half Moon, Meſſeirs *Dirk van der Heyden*, *Louis Viele* and *Johannis De Wandelaar*.

For *Saragtoge*, to the half Moon, on the Weſt ſide of the River, *Robert Livingſton*, jun. Eſq; Coll. *Johannis Schuyler* and Major *Abraham Schuyler*.

For the half Moon and the Weſt part of the Mannor of *Renſelaarſwyck* to the City of *Albany*, Capt. *Jacobus van Schoonhoven*, Mr. *Antony van Schaick*, jun. and Capt. *Phillip Schuyler*.

From the *Sawyers Creek*, being the Southermoſt bounds of the County of *Albany*, on the Weſt ſide of *Hudſon's River*, to the Southermoſt bounds of the Mannor of *Renſelaarſwyck*, Meſſeirs *Francis Salisbury*, *Myndert Schut* and *Peter Bronk*.

From the Southermoſt bounds of the Mannor of *Renſelaarſwyck*, on the Weſt ſide of *Hudſons River*, to the bounds of the City of *Albany*, Capt. *Peter Coeymans*, Meſſeirs *Willem van Allen* and *Hendrick Dow*.

For the Road or High-way which leads from the City of *Albany* towards *Schanegtade* until the firſt Sandy Hill, being about two *Engliſh* Miles from the ſaid City, and commonly called the *Eerſte Sandberg*, the Mayor, Recorder and Aldermen of the City of *Albany*, for the time being.

From the ſaid firſt Sandy Hill to the *Dutch Church* in the Town of *Schanegtade*, and ſo along the South ſide of the River to a certain place called *Poverſon*, *John Wemp*, Eſq; Meſſeirs *Arent Brat* and *Evert van Eps*.

From the Land of Capt. *Sanders*, being right over againſt *Schanegtade*, along the North ſide of the River, and from *Poverſon* to the end of the *Chriſtian* Settlements and Plantations, in or to the *Mahaks* Country, *Hendrick Hanſen*, Eſq; *Carel Hanſen*, Eſq; and Capt. *Harman van Slyck*.

From *Cannſtigwene* to the City of *Albany*, Meſſeirs *Gerrit Rykſe*, *Claas van Franke* and *Samuel Cregier*.

The Commiſſioners Power and Duty.

And be it further Enacted by the Authority aforeſaid, That the ſaid Commiſſioners, or the major part of them, reſpectively, for the reſpective City, County, Town, Mannor or Precinct for which they are, by this Act, nominated and appointed Commiſſioners, are hereby Directed, Impowered and Authorized to lay out new High-ways where they ſhall be neceſſary, each in the reſpective Diſtrict, as aforeſaid, and take a Review of the High-ways or Roads already laid out, and if they find any Inconveniency in the ſaid High-ways or Roads, they, or any two of them have hereby full Power and Authority to alter and lay out New ones in the room thereof, as they ſhall think moſt convenient for Travellers and the ſeveral Inhabitants of the ſaid City and County, Towns, Mannors and Diſtricts aforeſaid, and the ſeveral Towns, Villages or Neighbourhoods next adjacent.

High-ways to be Recorded.

And be it further Enacted by the Authority aforeſaid, That the ſaid Commiſſioners, or any two of them reſpectively, in their before-mentioned Diſtricts, are hereby Authorized and Required to lay out the ſaid High-ways or Roads where they are not already laid out, and alter, aſcertain and fix thoſe already laid out, on or before the middle of the Month of *October* now next enſuing, and make Return thereof, under their reſpective hands and ſeals, to Clerk of the Peace of the ſaid City and County of *Albany*, on or before the Fifteenth of *November* then following; and the ſaid Clerk is hereby required and authorized to Regiſter the ſame in the County Records; and which High-ways or Roads ſo laid out, aſcertained and fixed, and returned and regiſtred, as aforeſaid, ſhall, from thence-forth, and from time to time there-after, be deemed and eſteemed the High-ways and Roads of the ſaid City and County, until the ſame ſhall be altered by any other Law hereafter to be made in this Colony for altering the ſame.

And

And be it further Enacted by the Authority aforeſaid, That if any Perſon or Perſons within the ſaid City and County ſhall at any time, after the Twenty ſeventh day of *June*, aforeſaid, alter, ſtop, turn aſide or leſſen any High-ways or Road ſo laid out, aſcertained, fixed, returned and regiſtered, as in and by this Act is directed and appointed, unleſs altered by Law, as aforeſaid, every ſuch Perſon ſo offending, contrary to the meaning of this Act, for every ſuch Offence ſhall Forfeit the Sum of *Five Pounds* current Money of this Colony, to be applyed by the Surveyors of the High-way, yearly to be elected by virtue of this Act, for every of the aforeſaid Diſtricts, reſpectively, towards the Repairing the High-ways or Roads in the Diſtrict where the Offence ſhall happen to be committed, and to be recovered before any two of his Majeſty's Juſtices of the Peace of the ſaid City and County, by the Oaths of two Lawful and Credible Witneſſes to the ſame Offence, and levyed and paid to the ſaid Surveyors of each reſpective Diſtrict, as aforeſaid, by Warrant from the ſaid Juſtices, directed to the Conſtable of each reſpective Diſtrict, which Conſtable is to levy the ſame by Diſtreſs on the Offenders Goods and Chattles, and after ſuch Diſtreſs made, and within Four Days after publick Notice, ſhall make Sale thereof, and pay the Penalty to the ſaid Surveyors, as aforeſaid, and all Charges, and return the Over-plus, if any be, to the Owner or Owner thereof.

Penalty for altering or Stoping up the High-ways.

And be it further Enacted by the Authority aforeſaid, That if any High-way or Road ſhall lead through any Meadow or Corn-field, the breadth of the ſaid Road ſhalll not exceed Twenty Foot.

Breadth of Roads thro' Corn-fields or meadows.

And be it further Enacted by the Authority aforeſaid, That the Inhabitants of the ſaid City and County, by and through whoſe Lands any High-ways or Roads, as aforeſaid, ſhall run, and be fixed and aſcertained in manner aforeſaid, are hereby obliged to clear and maintain the ſame in good Repair, by cuting and ſtubbing the Buſhes up, pulling the Stones that can be carried out, the breadth of a Rod, and the Limbs of Trees hanging over the ſaid High-ways or Roads to be lop't off and carried away. And to that end, the Surveyors of the High-ways in the ſaid County, annually choſen, are hereby Authorized and Required, twice in every year, to give Notice to the Inhabitants of the reſpective places for which they ſhall be choſen, and that three days before hand, That the ſaid Inhabitants do aſſemble to clear, level and amend the ſaid High-ways or Roads reſpectively, and that not exceeding twelve Days in every year; And every Perſon or Perſons who ſhall, after ſuch Notice, refuſe, or ſhall neglect to do ſuch Service, as aforeſaid, ſhall, for every days Refuſal or Neglect, Forfeit the Sum of *Three Shillings* current Money of this Province, to be levyed by the Conſtable in each of the ſaid Precincts, Towns or Mannor, by Diſtreſs of the Offenders Goods and Chattles, by Warrant of the Surveyors, or the major Part of them, reſpectively, in each reſpective Diſtrict, as aforeſaid, returning the Over-plus of ſuch Sale to the Owner or Owners, the Conſtable firſt to be paid for his pains and trouble out of the Diſtreſs, as is common in other caſes.

High-ways to be cleared and how.

And be it further Enacted by the Authority aforeſaid, That it ſhall and may be lawful for the Overſeers of the High-ways or Roads aforeſaid, when they ſhall have occaſion of any Team, Cart or Waggon, and a Man to mannage the ſame, to Impreſs the ſame, each in their reſpective Diſtrict, as aforeſaid, which ſaid Team, Cart or Waggon ſhall be eſteemed to be for, in lieu and ſtead of three days Work for a ſingle Man, and the Fine to be proportionable, that is, treble to the Fine hereby impoſed for the neglect of a ſingle Perſon. And every working Man ſhall be obliged to bring ſuch Materials of Spades, Axes, Crows, Pick-axes, and other Utenſils, as ſhall be directed by the Overſeers aforeſaid.

Cart or Waggon to be imployed, Spades and Pick-axes.

And be it further Enacted by the Authority aforeſaid, That if any of the Commiſſioners appointed by this Act, as aforeſaid, ſhall refuſe, neglect or delay to put the ſeveral Clauſes in this Act expreſſed, in Execution, as aforeſaid, within the time

If Commiſſioners neglect their duty, others to be appointed.

time before limited, if required, that then it ſhall and may be Lawful for the Juſtices of the Peace of the ſaid City and County, or any two of them, to appoint another Commiſſioner or Commiſſioners in the room of ſuch who have ſo refuſed or neglected the ſaid Service; which ſaid Commiſſioner or Commiſſioners ſo named by the Juſtices aforeſaid, ſhall execute all and ſingular the like Powers and Authorities, and be under the ſame Reſtrictions and Limitations, and ſubject to the ſame Penalties as if particularly by this Act named and appointed, any thing herein contained to the contrary hereof in any ways notwithſtanding.

And be it further Enacted by the Authority aforeſaid, That the Commiſſioners appointed, or to be appointed by Virtue of this Act, ſhall have, take and receive *Six Shillings* current Money of this Province *per Day*, as a Reward for their Care and Pains, in Laying out, Regulating, Aſcertaining and Fixing the Roads and High-ways directed by this Act for their reſpective Diſtricts, as aforeſaid, reſpectively, in the ſame manner and way as is appointed and provided in an Act of General Aſſembly of this Colony, made in the ſecond year of her late Majeſty's Reign, entituled, *An Act for Laying out, Regulating, Clearing and Preſerving Publick Common High-ways thro'-out this Colony.*

Breadth between Cart and Waggon Wheels.

And be it further Enacted by the Authority aforeſaid, That all Waggons, Carts, or other Carriage which ſhall be uſed in any of the High-ways in the County of *Albany*, ſhall be ſo made that the Space between the Rut or Tract which they ſhall make, ſhall be, from the out-ſide of the Wheel to the out-ſide of the other Wheel, *Four Foot* and *Ten Inches*, Engliſh Meaſure, and no more or no leſs, upon the Penalty of *Twenty Shillings* current Money of this Province, to be recovered before any of his Majeſty's Juſtices of the Peace where the Fact ſhall happen to be committed, at the Suit and to the Profit of him or them that ſhall inform and ſue for the ſame.

And Whereas in purſuance of an Act of General Aſſembly, entituled, *An Act for the better Clearing and further Laying out High-ways*, Publiſhed the Twenty Seventh of *July*, One Thouſand Seven Hundred and Twenty One, the three Commiſſioners appointed by the ſaid Act for laying out and regulating the common High-ways in the Mannor of *Livingſton*, in the County of *Albany*, have accordingly laid out the General King's High-way Road, which is appointed to be and run from *New-York* to *Green-Buſh*, over againſt the City of *Albany*, through the ſaid Mannor, beginning at the South end thereof, till it comes to the North End, adjoyning to the Southermoſt Bounds of the Mannor of *Renſelaarſwick* near *Ninus Janſe Witbeeks*, but have alſo laid out and regulated all the other Kings Roads that are now uſed in the ſaid Mannor, to wit, the King's Road that leads from *Roelof Janſens* Kill as far as the *Chriſtian* Inhabitants are ſettled, above the Falls, near Capt. *Dykemans*, to the General Landing-place in *Hudſons River*, at or near the Griſt or Corn Mills, at the Mouth or Out-let of *Roelof Janſens Kill*; and the King's Road which leads from whence to the Southermoſt Bounds of the Mannor of *Renſelaarſwyck* towards *Claverak*, where the People of *Claverak* are to meet the Inhabitants of the Mannor of *Livingſton*, and repair the ſaid Road to *Claverak*; And alſo the King's Road which leads from the South Limits of the Mannor of *Livingſton*, which comes from the Land of *Harman Kinckerbackers*, deceaſed, through the four *Palatine* Towns to the ſaid Mills; And the King's Road which comes from *Taghkanik* to the ſaid general Landing-place at the Mouth of *Roelof Janſen's* Kill. And Whereas the ſaid Commiſſioners have alſo, in purſuance of the ſaid Act, apportioned, divided, and appointed how for each reſpective Precincts or Neighbourhood in the ſaid Mannor, ſhall work on the ſaid General or other King's Roads, in the ſaid Mannor, Where to begin and Where to leave off, all which they have returned and given under their hands and ſeals, *Be it Enacted by the Authority aforeſaid*, That the Return of the ſaid three Commiſſioners in purſuance to the ſaid Act, relating to the laying out and regulating the reſpective

King's

King's Roads in the Mannor of *Livingston*, aforeſaid, and the Apportioning and Diviſion thereof, how much and how far each Preeinct or Neighbourhood ſhall Make and Repair, Be hereby Confirmed for the ſpace of ſeven years, beginning the twenty ſeventh Day of *July*, of this preſent year One Thouſand Seven Hundred and Twenty Three, and terminating the Twenty Seventh of *July*, in the year of our Lord Chriſt, One Thouſand Seven Hundred and Thirty, And that the ſaid Return of the ſaid three Commiſſioners aforeſaid, be recorded in the Records of the County of *Albany*, by the Clerk, as other Returns are directed to be recorded by Virtue of this Act.

Continuance of the Act.

And it is hereby alſo Provided, That if the Inhabitants of *Oyatuak*, who live to the Eaſtward of ſaid Mannor, ſhall uſe the Road that goes from *Taghkanik* to the general Landing-place of ſaid Mannor, That they be obliged to help to maintain and keep the ſaid Road in repair, as the Inhabitants of *Taghkanik* and *Goghkomekok* are obliged to do.

And it is further Enacted, That the General Kings High-ways through the Mannor of *Livingſton* be Four Rod, and the other Kings Roads, in the ſaid Mannor, Twenty Foot broad; and the ſaid Roads to be cleared and ſtubb'd, as above by this Act is directed; and the Surveyors of the High-ways in ſaid Mannor do warn the Inhabitants thereof to mend and repair the ſaid High-ways as often as they ſhall ſee convenient, *Provided*, it exceed not ſo many Days yearly as by this Act is ſtipulated, This Act or any other Act to the contrary hereof in any wiſe notwithſtanding.

The breadth of the Kings Roads.

And be it further Enacted by the Authority aforeſaid, That the Wages of the three Commiſſioners of the ſaid Mannor of *Livingſton* for their Trouble in laying out and regulating of the High-ways, be paid by the Inhabitants of ſaid Mannor, and that they be exempted for contributing to the Wages of the other Commiſſioners appointed by this Act, any thing contained therein to the contrary notwithſtanding.

Commiſſioners Wages.

And whereas the Surveyors of the High-ways, who are yearly choſen in the ſaid City and County, to ſee the ſame kept in repair, are often careleſs and negligent in performing their Duty, by which means the High-ways are not paſſable for Travellers, *Be it therefore Enacted by the Authority aforeſaid*, That upon the Ordering of any one or more Juſtices of the Peace, the ſaid Surveyors do, in three Days, warn the reſpective Inhabitants to mend and repair the High-ways or Roads ſettled and to be ſettled by Virtue of this Act; And if the ſaid Surveyors ſhall refuſe or neglect to warn the Inhabitants, as aforeſaid, to mend and repair the ſaid High-ways or Roads, for every ſuch Neglect the ſaid Surveyors ſhall pay, as a Fine, *Forty Shillings* current Money of this Colony, to be adjudged by one Juſtice of the Peace, upon the Oath of one or more Credible Witneſſes; Which Fine ſhall be applyed towards repairing of the High-ways or Roads, as aforeſaid.

Penalty or Surveyors for neglect of their Duty.

And be it further Enacted by the Authority aforeſaid, That the reſpective Inhabitants of the reſpective City, Mannors, Towns and Diſtricts aforeſaid, do once in every year, on the firſt *Tueſday* in *April*, meet together, and by Plurality of Voices Elect and chuſe Surveyors or Overſeers of the High-ways, for the better Executing of this Act, in ſuch and like manner as has been here-to-for uſually, *Provided*, That the Commiſſioners appointed by this Act, nor any of them, be choſen for that purpoſe.

And be it further Provided, That this Act ſhall only be of Force for the time of Seven years, and no Longer.

An Act to Continue an Act of General Assembly, entituled *An Act for the better Clearing and further Laying out High-ways.*

WHereas an Act of the General Assembly of this Colony, passed in the seventh year of his present Majesty's Reign, entituled, *An Act for the better Clearing and further Laying out High-ways*, will expire by its own Limitation in the Month of *July* next ensuing; and it being highly necessary that the good Ends and Purposes intended thereby should not be Dropt or Discontinued, *Be it Enacted by his Excellency the Governour, the Council and the General Assembly, and it is hereby Enacted by the Authority of the same*, That the before-mentioned Act, entituled, *An Act for the better Clearing and further Laying out High-ways*, and every, Clause, Article and Thing therein contained (except as is herein after excepted) shall Remain and Continue to be in full Force and Virtue from and after the aforesaid Month of *July*, until the Twenty Seventh Day of *July* which will be in the year One Thousand Seven Hundred and Thirty, as fully, largely and amply, to all Intents, Constructions and Purposes, as if every such Clause, Article and Thing had been particularly and at large incerted in the Body of this Act.

And whereas by the Death of some of the Commissioners appointed in the before-mentioned Act to lay out and regulate High-ways, and the want of a sufficient Number of Commissioners in some particular places, it is highly necessary to supply those Defects, *Be it further Enacted by the Authority aforesaid*, That from and after the aforesaid Month of *July*, and during the Continuance of this Act, the several Persons herein after-named, shall be, and hereby are added and appointed Commissioners for Laying out and Regulating High-ways, and have all the Powers and Authorities, and be entituled to the same Allowances and Rewards as other the Commissioners named and appointed in the before-mentioned Act, so far as it relates to and concerns the High-ways in the respective Counties, Towns or Places for which every of them are appointed Commissioners, That is to say,

For the County of *Westchester*, Coll. *William Willet*, Major *Frederick Philise* and *Silvanis Palmer*.

For *Dutches County*, *Hendericus Hermans*, for and in stead of *William Traphagen*, which said *William Traphagen* shall be, and hereby is Discontinued from being a Commissioner of the High-ways after the aforesaid Month of *July* next ensuing.

For *Kings County*, to be added to the Commissioners appointed in the Act before mentioned, the following Persons for the respective Towns or Townships here under mentioned, to wit,

For the Township of *Brookland*, Mr. *Anthony Alsaart*.
For the Townsship of *Bushwick*, Mr. *Joost Durie*.
For the Townsship of *Flatbush*, Mr. *Cornelis Cornell*.
For the Townsship of *Flatlands*, Mr. *Martyn Roelefsen Schenck*.
For the Townsship of *Graves End*, Mr. *John Grigs*. And
For the Townsship of *New Vytrecht*, Mr. *William Verden*.

And be it further Enacted by the Authority aforesaid, That the three Commissioners appointed in this, and the before-mentioned Act, for the said several and respective Townships in *Kings County*, or any two of them, shall have full Power and Authority to lay out, clear and regulate High-ways in each of the Townships aforesaid.

And be it further Enacted by the Authority aforesaid, That the several High-ways and Roads to be laid out by virtue of this Act, in *Kings County* or *Queens County* on the

the Iſland of *Naſſau*, ſhall and may be entered or Recorded in the Town Book of each reſpective Town under whoſe Juriſdiction ſuch High-ways or Roads are reſpectively laid out in manner aforeſaid; and the ſeveral Clerks of each ſuch reſpective Towns are hereby enjoyned to enter or Record ſuch High-ways and Roads, when and as often as they ſhall thereunto be required by the reſpective Commiſſioners, any two of them.

A Bridge leading to a Mill of Capt. Corbits.

And whereas ſeveral Diſputes have ariſen in *Orange County* about and concerning a Bridge which was formerly laid over a Ditch or Creek leading to a Mill belonging to Capt. *John Corbit*, deceaſed, and it being reaſonable that neither the Owners of the Meadows through which the aforeſaid Ditch is dug, ſhould be deprived from having free egreſs and regreſs to and from their Meadows lying beyond the ſaid Ditch, nor the Inhabitants of the ſaid Townſhip or Precinct of *Tappan* be debar'd from going with Boats or Canows to and from the landing in the Creek aforeſaid, *Be it Enacted by the ſame Authority*, That the ſeveral Inhabitants of the above mentioned Townſhip or Precinct of *Tappan* ſhall, and hereby are obliged to erect and build, at the moſt commodious place, over the ſaid Creek or Ditch, a convenient Bridge, fit for Wains, Carts, Sleys or Horſes to paſs and repaſs, and in or near the middle thereof make a Draw or Swinging Bridge, or ſome other conveniency to draw up and let down, ſo that neither the Navigation nor the Land Paſſages may be hinder'd or obſtructed. Which Bridge, in manner aforeſaid, is to be built and finiſhed on or before the firſt day of *November* next enſuing, at the ſole Coſt and Charge of the Inhabitants aforeſaid, and by them to be kept and maintained in good order and Repair for and during the Continuance of this Act.

And be it further Enacted by the Authority aforeſaid, That the City and County of *Albany*, and the County of *Suffolk* ſhall, and hereby are excepted out of this Act.

The following Act was paſt in the Sixth year of his Majeſty's Reign.

An Act to Enable the Precincts of *Haverſtraw* in the County of *Orange* to Elect a Supervizor, a Collector, Two Aſſeſſors, One Conſtable and Two Over-ſeers of High-ways.

WHereas ſeveral Principal Free-holders and Inhabitants of *Haverſtaw* in the County of *Orange*, in behalf of themſelves and others, have, by their Petition to the General Aſſembly, prayed, That they may be Enabled to Elect One Supervizor, One Collector, Two Aſſeſſors, One Conſtable and two Over-ſeers of the High-ways, by reaſon of their great Diſtance from *Tappan* in the ſaid County.

Be It Therefore Enacted by his Excellency the Governour, Council and General Aſſembly, and by the Authority of the ſame, That from after Publication of this Act, that it ſhall and may be Lawful for the Inhabitants of the Diſtricts and Precincts of *Haverſtraw*, in the County of *Orange*, from the Northmoſt Bounds of *Tappan*, to the Northermoſt Bounds of *Haverſtraw*; and they are hereby Required and Impowered to aſſemble and meet together at the moſt Covenient Place in the ſaid Diſtricts or Precinct, on the Firſt *Tueſday* in *April*, annually, and there, by Plurality of Voices, to Elect and Chuſe among them One Supervizor, one Collector, Two Aſſeſſors, one Conſtable and two Over-ſeers of the High-ways. And the ſaid Officers, ſo Choſen, ſhall be of the Principal Inhabitants and Free-holders within the Diſtricts above-ſaid, and alſo be Inveſted with all the Powers, and be obliged to ſuch Services and Duties as all other ſuch like Officers in the County of *Orange*, aforeſaid, are Inpowered and Obliged to do. And the Aſſeſſors and Superviſors, ſo Choſen, ſhall act in Conjunction with the reſt of the like Officers in

nthe ſaid County, W hon and as often as Occaſion ſhall Require, any thing to the Contrary hereof in any wiſe notwithſtanding.

The following Acts were alſo paſſed in the year 1723. viz.

An Act for Continuing an Act, entituled, An Act appointing Commiſſioners to to Let to Farm the Exciſe of ſtrong Liquors in the Cities and Counties in this Colony.

An Act for paying the Charges and Expences of two Wooden Houſes or Sheds built near the City of *Albany*, for the Accommodation of the *Indians* Trading at *Albany*, and for keeping them in good Repair.

An Act to Revive an Act, entituled, *An Act to Authorize the Juſtices of the Peaces to Build and Repair Goals and Court-Houſes in the ſeveral Counties of this Province*, ſo far as it relates to *Queens County*.

The following Act was paſt in the ſecond year of Queen Anne.

An Act for the better Eſtabliſhment of the Maintenance for the Miniſter of the City of *New-York*.

WHereas the Inhabitants and Free-holders in the City of *New-York* have heretofore made divers voluntary Contributions and Subſcriptions amongſt themſelves, in order to the laying the Foundation of a Church and Steeple in the ſaid City, and have thereby advanced the ſame ſo far as to the finiſhing the ſaid Church, and the building of the Steeple to a convenient height above ground, with a purpoſe to proceed and finiſh the ſame. And whereas before the building the ſaid Church (that is to ſay) in the Year of our Lord 1693. an Act was made by the General Aſſembly of this Province, entituled, *An Act for the ſettling a Miniſtry and raiſing a maintenance for them in the City of* New-York, *County of* Richmond, Weſt-Cheſter *and* Queens County. Wherein amongſt other things it was provided and enacted, That there ſhould be called, inducted and eſtabliſhed in the City of *New-York*, a good ſufficient Proteſtant Miniſter, to Officiate and have the care of Souls; and that there ſhould Annually be aſſeſſed, levyed, collected and paid for the maintenance of ſuch Miniſter the ſum of one hundred Pounds, which ſaid ſum of one hundred Pounds, ſince the building of the ſaid Church, hath been paid unto Mr. *William Veſey*, the preſent Rector or Incumbent thereof, which being thought an inſufficient Maintenance for the ſaid Incumbent, by the Wardens and Veſtry of the ſaid Church, has hitherto, for ſome time, been ſupplyed by an addition out of the Voluntary weekly Collections from the Inhabitants of this City, and People frequenting that Church, which were otherwiſe intended towards the perfecting the ſaid Church and Steeple, and other Pious and Religious Uſes, The General Aſſembly of this Province, for the better Maintenance and further Encouragement of the ſaid Mr. *William Veſey*, have thought fit to Enact, *And be it Enacted by his Excellency the Governour by and with the Advice and Conſent of her Majeſties Council and Repreſentatives in General Aſſembly met and Conven'd and it is hereby Enacted by the Authority of the ſame*, That in lieu and ſtead of the aboveſaid ſum of one hundred Pounds, mentioned to be raiſed and paid by the above recited Act of General Aſſembly, there ſhall annually and once in every Year (for and during the natural Life of the ſaid Mr. *William Veſey*, preſent Incumbent of the ſaid Church, and ſo long as he ſhall Officiate as Miniſter of the ſame) be aſſeſſed, levied, collected and paid, for the Maintenance of the ſaid Mr. *William Veſey*, Rector of the ſaid Church the ſum of one hundred and ſixty Pound current Money of *New-York*.

And

And for the more regular and orderly raiſing the ſaid ſum of One Hundred and ſixty Pounds, *Be it Enacted by the Authority aforeſaid*, that the Juſtices of the Peace of the City and County of *New-York*, or any two of them ſhall every year iſſue their Warrants to the Conſtables of each reſpective Wards within the ſaid City to ſummons the Free-men and Free-holders of the ſaid City together, on the ſecond *Tueſday* in *January*, for the chuſing Ten Veſtry Men and two Church wardens; and the ſaid Juſtices or any two of them ſhall within two Months after the ſaid day, call together the Veſtry Men ſo choſen as aforeſaid, and they or the major part of them, are hereby impowered and required to lay an equal Tax on the Inhabitants of the ſaid City of *New-York*, for the raiſing the aforeſaid ſum of one hundred and ſixty Pounds.

And be it further Enacted by the Authority aforeſaid, That ſuch of the Veſtry-men as ſhall not be preſent at the time appointed to make the ſaid Tax, and thereof be convicted by a Certificate under the hands of ſuch as do appear, and have no ſufficient Excuſe for the ſame, ſhall reſpectively Forfeit five Pounds current Money aforeſaid; and a Roll of the ſaid Tax, ſo made, ſhall be delivered into the hands of the Conſtable of each reſpective Ward of the ſaid City, with a Warrant ſigned by any two Juſtices of the Peace of the ſaid City, impowering him or them to levy the ſaid Tax, and upon refuſal to diſtrain upon the Goods and Chattles of the perſon or perſons ſo refuſing, and Sell the ſame by publick out-cry, and pay the Money ariſing by the ſaid Sale, into the hands of the Church Wardens, firſt retaining to himſelf twelve Pence in the Pound for levying thereof, and returning the Over-plus, if any there ſhall happen to be, to the Owner. And if any perſon ſhall refuſe to pay what he is ſo aſſeſſed, and the ſaid Conſtable or Conſtables do diſtrain for the ſame, all the charges expended by the ſaid Conſtable or Conſtables, ſhall be paid him or them, with ſuch further allowance for his or their pains as the ſaid Juſtices, or any of them ſhall judge reaſonable. And if the ſaid Juſtice or Juſtices ſhall neglect their Duty to iſſue the ſaid Warrant, or fail in any of the Premiſes, by him or them to be done or performed, in purſuance and execution of this Act, he or they reſpectively ſhall forfeit the Sum of Twenty Pounds current Money aforeſaid. And if the ſaid Conſtable, or any of them, ſhall fail to do their Duty herein, they ſhall reſpectively forfeit five Pounds current Money aforeſaid. And the Church-Wardens, ſo choſen, ſhall undertake the ſaid Office, and receive and keep a juſt and true Account of the Moneys or Goods levyed by virtue of this Act, and the ſame iſſue by order of any two of the ſaid Juſtices, and the major part of the ſaid Veſtry-men, for the uſe, intent and purpoſe aforeſaid. And the Church-Wardens ſhall as often as thereunto required, yield an Account unto the Juſtices and Veſtry-men, of all their Receipts and Diſburſements; and in caſe they ſhall neglect to do the ſame, they ſhall reſpectively forfeit five Pounds current Money aforeſaid for every refuſal.

And be it further Enacted by the Authority aforeſaid, That the ſaid Church-Wardens ſhall, by Warrant, as aforeſaid, pay unto the ſaid Rector the Maintenance aforeſaid, at four equal and quarterly payments, under the Penalty of five Pounds current Money aforeſaid for every Refuſal, Neglect or Default.

And be it further Enacted by the Authority aforeſaid, That the Fines, Penalties and Forfeitures mentioned in this Act ſhall be one half to the uſe of the Poor of the ſaid City, and the other half to him or them that ſhall or will proſecute for the ſame before any of her Majeſties Juſtices of the Peace for the City of *New-York*, for the time being, who are hereby required within forty days after any complaint ſhall be made to him or them, by any Perſon or Perſons, of the breach of this Act, by reaſon of any Perſon or Perſons not doing the Duty hereby required to be done and performed by him or them, he or they ſhall ſummons the ſaid Perſon or Perſons ſo neglecting or refuſing, as aforeſaid, and the matter being heard before him, ſhall give Judgment and grant Execution thereon againſt the party offending,

and ſhall immediately thereupon appoint another fit perſon to do and perform what ought to have been done and performed by the ſaid Party offending. And if the ſaid perſon ſo appointed as aforeſaid, ſhall neglect to do and perform his Duty herein, he ſhall be ſubject to the like penalty as if he was duly elected, any former Law, Uſage or Cuſtom to the contrary hereof in any wiſe notwithſtanding.

An Act granting ſundry Priviledges and Powers to the Rector and Inhabitants of the City of *New-York*, of the Communion of the *Church of England*, as by Law eſtabliſhed.

WHereas the Inhabitants of the City of *New-York*, of the Communion of the *Church of England*, as by Law eſtabliſhed, for ſome years paſt, by voluntary Contribution of themſelves, and others favouring the Churches Intereſt, have erected a Church within the ſaid City, for the Service and Worſhip of Almighty God, called and known by the Name of *Trinity Church*, and have purchaſed and procured, and do quietly and peacibly hold, uſe, exerciſe and enjoy the ſaid Church with the Cemitry or Burying-place, and a certain Tract of Land belonging thereunto, bounded eaſterly upon the Street commonly called, *The Broad-way*, containing in breadth, on the Weſt-ſide of ſaid Street, three hundred and ten Foot, or there-about, from the North-eaſt coner of the ground commonly called, *The Queens Garden*, to the Land of *John Hutchins*, Eſq; thence by a ſtraight line along the North-ſide of the ſaid Burying-place, continued to low-water Mark of *Hudſons River*; thence by a Line South-ward along the ſaid River three hundred ninety and five Foot, all Engliſh Meaſure; and from thence by the Line of the ſaid Garden, eaſterly, to the place where it begun, together with ſundry Powers, Rights, Priviledges and Pre-heminences, neceſſary for the mannaging the affairs of the ſaid Church, which, by the bleſſing of God, has been attended with great Succeſs, and the Congregation thereof being much encreaſed, calls for ſuitable encouragement.

To the end therefore that ſuch Religious Work may be founded upon ſome laſting Foundation, grow up and become fruitful to the Praiſe and Glory of God, the good Example of others, and the benefit of their Poſterity and Succeſſors, *Be it Enacted by his Excellency*, Edward, *Viſcount* Cornbury, *Captain General and Governour in Chief of the Colony of* New-York, *by and with the conſent of her Majeſty's Council, and this General Aſſembly, and by Authority of the ſame*, That from hence forward forever hereafter, the Rector and Inhabitants of the ſaid City of *New-York*, in Communion of the *Church of England*, as by Law eſtabliſhed, and their Succeſſors, be and ſhall be able and capable in the Law for the maintenance and recovery of their Eſtates, Rights and Priviledges whatſoever, to ſue, and be ſued, plead and be impleaded, to anſwer, and be anſwered unto, defend and be defended, by the ſaid Name of *The Rector and Inhabitants of the City of* New-York, *in Communion of the Church of England, as by Law eſtabliſhed*, in all Suits, Quarrels, Controverſies, Cauſes, Actions, Matters and Things whatſoever, in any Court or Courts of common Law or Equity whatſoever; and that by the ſame Name they and their Succeſſors do and ſhall lawfully have, hold, uſe, exerciſe and enjoy all and ſingular their ſaid Church, Burying-place and Land thereunto belonging, with the Hereditaments and Appurtenances heretofore by them and their Predeceſſors, by whatſoever Name or Names the ſame were purchaſed and had, or to them given and granted, and by them, or any of them uſed and enjoyed, for the Uſes aforeſaid, to them and their Succeſſors, to the ſole and only proper Uſe and Benefit of the ſaid *Rector* and *Inhabitants*, and their Succeſſors forever, in

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as firm and ample manner in the Law, as if the ſaid *Rector* and *Inhabitants* had been legally incorporated and made capable in the Law to take, receive, purchaſe, have, hold, uſe and enjoy the ſame, at and before the purchaſing, taking, receiving and holding of the ſaid Church, Cemitry and Land thereunto belonging, and lawfully had, held and enjoyed the ſame, any Law, Uſage or Cuſtom to the contrary thereof in any wiſe notwithſtanding.

And be it further Enacted by the Authority aforeſaid, That the ſaid *Rector* and *Inhabitants*, and their Succeſſors, by the ſame Name, from hence forward forever, have and ſhall have full power, good right and lawful authority to have, take, receive, acquire and purchaſe, and uſe and enjoy Lands, Tenements and Hereditaments, Goods and Chattels, and to demiſe, leaſe and improve the ſaid Lands, Tenements and Hereditaments, and to uſe and improve ſuch Goods and Chattels to the benefit of the ſaid Church, and other pious Uſes, not exceeding five hundred Pounds yearly Rent or Income, any Law, Uſage or Cuſtom to the contrary hereof in any ways notwithſtanding. And it ſhall and may be lawful for the ſaid *Rector* and *Inhabitants*, and their Succeſſors to finiſh and adorn the ſaid Church, alter, enlarge and amend the ſame, or any part, as alſo to erect and build a convenient dwelling-Houſe, Garden and Appurtenances, for the uſe of their Rector, for the time being, a Veſtery-Room, Charnel-Houſe, and other Neceſſaries of the ſaid Church, and to encloſe, ſupport and maintain the ſame from time to time, as there ſhall be need thereof.

And be it further Enacted by the Authority aforeſaid, That the ſaid Church and Premiſes, be from hence forward, forever, ſet a part and ſeperated for the Religious Uſes aforeſaid. And that the Patronage and Advowſon of the ſaid Church and right of Preſentation, after the Death of the preſent Rector, or upon next avoidance, and forever thereafter, ſhall belong and appertain to the Church-Wardens and Veſtery-men of the ſaid Church annually elected, or to be elected by the Inhabitants aforeſaid, in communion, as aforeſaid, in manner hereafter mentioned and expreſt, or to the major part of the ſaid Church-Wardens and Veſtery-men, for the time being, whereof one Church-Warden always to be one, which Rectors ſhall be inſtituted and inducted into the ſaid Church in ſuch manner and ways as ſhall be moſt ſuitable and agreeable to her Majeſties Inſtructions to his Excellency the Governour of this Colony, for the time being, and that Canonical Right and Authority which the right Reverend Father in God *Henry* Lord Biſhop of *London*, and his Succeſſors, hath, and ſhall have over the ſaid Church.

And be it further Enacted by the Authority aforeſaid, That the ſucceeding Rector or Incumbent of the ſaid Church, next after the Death or other avoidance of Mr. *William Veſey*, preſent Rector, and his Succeſſors forever, be, and ſhall be inſtituted, authorized and impowered to have and receive, and ſhall have and receive the Sum of One Hundred Pounds yearly, raiſed and levyed upon the Inhabitants of the ſaid City, for the Maintenance of a good ſufficient Proteſtant Miniſter in the City aforeſaid, by virtue of an Act of General Aſſembly of this Colony, made and enacted in the fifth year of the Reign of King *William* and Queen *Mary*, entituled, *An Act for ſettling a Miniſtry and raiſing a Maintenance for them in the City of* New-York, *County of* Richmond, Weſt-Cheſter *and* Queens-County, any Law, Uſage or cuſtom to the contrary hereof in any ways notwithſtanding.

Be it further Enacted by the Authority aforeſaid, That it ſhall and may be lawful for the ſaid Rector and Inhabitants, in Communion as aforeſaid, and their Succeſſors forever hereafter, to have and uſe a common Seal, and the ſame to alter, break and new make at their diſcretion.

And be it further Enacted by the Authority aforeſaid, That it ſhall and may be lawful for the Inhabitants aforeſaid to aſſemble and meet together on *Tuesday* in *Eaſter-week*, annually at the ſaid Church, to chuſe two Church-Wardens and

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Twenty Veſtery-Men, Communicants of the ſaid Church, to ſerve and officiate for the next enſuing year, by the majority of the Voices of the ſaid Communicants ſo met, and not otherwiſe, which ſaid Church-Wardens ſo choſen, and hereafter to be choſen annually, have and ſhall have like Power and Authority to do, execute and perform their ſaid Offices reſpectively as Church-Wardens and Veſtry-Men in *England* have, unleſs ſome particular difference may happen by the expreſs Power and Direction of this preſent Act of General Aſſembly. And it ſhall and may be lawful for the ſaid Church-Wardens, or one of them at any time or times, and ſo often as it ſhall be needful, to call a Meeting of the Veſtry-men of the ſaid Church, to meet the Rector, for the time being, (if any there be) and Church-Wardens, or one of them; which ſaid Rector, Church-Wardens, or one of them, and majority of the Veſtry-men, for the time being, have, and ſhall have power to make ſuch Rules and Orders for the mannaging the affairs of the ſaid Church, as they, or the ſaid Rector & one Church-Warden, with the major number of Veſtry-men, ſo from time to time met and aſſembled, ſhall agree upon; which ſaid majority of Veſtry-men, together with the Rector and one Church-Warden at leaſt, ſhall have the ſole diſpoſition and ordering of all payments of the Churches Moneys; all which Rules, Orders and Payments ſhall be fairly entered and kept in Books for that purpoſe. *Provided nevertheleſs*, in caſe of the Death of the ſaid Rector, and before the ſaid Church be ſupplyed with another, that the ſame Powers and Authorities, relating to the making of Rules and Orders, as alſo the Diſpoſition and Payment of the Churches Money, be fully inveſted in the Church-Wardens, for the time being, by and with the advice and conſent of a major number of the whole Veſtry-men, and not otherwiſe, to be entered and kept in manner aforeſaid, any thing herein contained to the contrary hereof in any wiſe notwithſtanding. And it ſhall and may be Lawful for the ſaid Church-Wardens and Veſtry-men, or major part of them, whereof one Church-Warden always to be one, without their Rector, to eſtabliſh and regulate all Fees and Perquiſites of their Rector, Clerk, Sexton and other Officers of ſaid Church, provided, none of the Fees or perquiſites ſhall exceed the Fees and Perquiſites uſually taken in *England* by ſuch Officers reſpectively, with regard to the difference of the value of Money in this Colony; as alſo, for the ſaid Church-Wardens and Veſtry-men, or major part of them, with their ſaid Rector, to regulate and order the Perquiſites of the Church, growing and coming by the breaking of the ground in the Cemitry or Church-Yard, and in the Church for burying of the Dead; *Provided*, the Perquiſites for breaking the ground in the *Cemitry* or *Church-yard* ſhall not exceed the Perquiſites reſerved and mentioned in the Grant thereof made by the Mayor, Aldermen and Commonalty of the City of *New-York*, for the uſe of *Trinity-Church* aforeſaid. And in caſe the *Church-Wardens* and *Veſtry-men*, or any of them, happen to dye within the year, it ſhall be lawful for the Inhabitants aforeſaid, in communion as aforeſaid, at any time upon ſuch emergency to meet at the ſaid Church, upon notice given by the Rector, to elect and chuſe others, ſo qualified as aforeſaid, in their room, who ſhall have full power and authority to do, execute and perform the Offices of ſuch as they ſhall be ſo choſen to ſucceed reſpectively, until the time of next *annual election*. And upon the alteration of any Church-Warden, by death or otherwiſe, the preceeding Church-Warden or Wardens of the ſaid Church, ſhall deliver over to their Succeſſors in that Office, all Deeds, Charters, Evidences, Books, Matters and Things whatſoever belonging to the ſaid Church, in their cuſtody, by Indentures, containing an Inventory of them, interchangeably under their hands, which Indentures ſhall be exhibited and ſhown to the Veſtry-men at firſt meeting next after ſuch annual election, or other alteration happening.

And be it further Enacted by the Authority aforeſaid, That it ſhall and may be lawful for the Rector, for the time being, of the ſaid Church, upon avoidance of ſuch Officers,

Officers, to nominate and appoint a Clerk, Sexton or Sextons for the ſaid Church, and that the Clerk, Sexton or Sextons for the ſaid Church, be and continue in their reſpective Offices during their natural Lives, unleſs they voluntarily ſurrender, become uncapable of ſerving, by ſickneſs or other infirmity, or miſ-behave themſelves, in which caſe it ſhall be in power of the Rector of the ſaid Church, for the time being, with the advice and conſent of the Church-Wardens, or one of them and Veſtry-men, or the major part of them, to diſ-place or remove ſuch Officer or Officers ſo miſ-behaving themſelves, and not otherwiſe. And laſtly, *Be it Enacted by the Authority aforeſaid*, That this preſent Act, and the ſeveral Powers, Priviledges and Liberties therein and thereby granted to the Rector and Inhabitants aforeſaid, in communion, as aforeſaid, and their Succeſſers forever, be and ſhall be conſtrued and underſtood moſt favourable for the benefit of ſaid Church, according to the true intent and and meaning of his Excellency the Governour and Council, and Aſſembly aforeſaid. *Provided nevertheleſs*, That this preſent Act of General Aſſembly, nor any thing therein contained, ſhall be conſtrued or underſtood to extend to abridge or take away the *Indulgency* or *Liberty of Conſcience* granted and allowed to other *Proteſtant Chriſtians*, by an Act of Parliament made in the firſt year of the Reign of the late K. *William* and Q. *Mary*, of bleſſed Memory, entituled, *An Act for excmpting their Majeſties Proteſtant Subjects deſſenting from the Church of* England, *from the Penalty of certain Laws*, or by any other Law or Statute of the Realm of *England*, or this Plantation, any thing in this preſent Act contained or miſ-conſtrued to the contrary hereof in any wiſe notwithſtanding.

An Act for the better Explaining and more effectual puting in Execution an Act of General Aſſembly, entituled, *An Act for ſettling a Miniſtry and raiſing a Maintenance for them in the City of* New-York, *County of* Richmond, Weſtcheſter *and* Queens County.

WHEREAS by an Act of General Aſſembly made in the Year of our Lord One Thouſand Six Hundred Ninety and Three, entituled, *An Act for Settling a Miniſtry, and raiſing a Maintenance for them in the City of* New-York, *County of* Richmond, Weſtcheſter *and* Queens County, it was Enacted, *That* there ſhould be Called, Inducted and Eſtabliſhed in the ſeveral Places therein mentioned, a good Sufficient Proteſtant Miniſter to Officiate and have the Care of Souls; and that there ſhould be annually aſſeſſed, levyed, collected and paid in every the reſpective Cities and Counties aforeſaid, the ſeveral and reſpective Sums in the ſaid Act mentioned, for the Maintenance of their ſeveral and reſpective Miniſters, to be paid in Country Produce at Money Price. And whereas in putting in Execution the ſaid Act, many Diſputes, Difficulties and Queſtions have ariſen; For the preventing and avoiding of which, *Be it Enacted by the Governour, Council and Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That from henceforth if the Juſtices and Veſtry-Men of each reſpective County, Pariſh or Precinct of *Richmond*, *Weſtcheſter* and *Queens County* aforeſaid, who by the ſaid Act are directed and impowered to lay the Tax for the Purpoſes aforeſaid, ſhall not within Ten Days next after the ſaid Veſtry-Men ſhall be reſpectively Choſen in ſuch Manner as the ſaid Act directs, lay a reaſonable Tax on the ſeveral and reſpective Places for the ſeveral and reſpective *Maintenances* in the ſaid Act expreſſed, that then the the reſpective Juſtices of the Peace of each County, reſpectively, or any Two of them, ſhall and are hereby required and impowered within Ten Days next after ſuch Neglect or Refuſal of the Veſtry-Men aforeſaid, to lay a Reaſonable Tax on the reſpective Places aforeſaid, for the ſeveral and reſpective Maintenances,

as they might have done by Virtue of the ſaid Act, in default of the reſpective Free-holders chuſing of the Veſtry-Men, under Penalty of *Five Pounds* for every reſpective Juſtice that ſhall neglect or refuſe to do the ſame.

And be it further Enacted by the Authority aforeſaid, That all and every the Payments that ſhall hereafter be made and paid to the reſpective preſent Incumbents, inducted and eſtabliſhed at the reſpective Places aforeſaid, by his Excellency the preſent Governour, and to all and every the Incumbents who ſhall hereafter be preſented, inſtituted and Inducted to the ſaid reſpective Places, for their reſpective Maintenances, purſuant to the ſaid recited Act, ſhall be made and paid to them, reſpectively, by the reſpective Church-Wardens of every reſpective Place, in the Current Money of this Province, any Thing contained in the ſaid Act to the contrary notwithſtanding; and the ſame to be paid at ſuch Times, and in ſuch Manner, and under ſuch Penalty as in the ſaid Act the ſame is required and directed to be paid in Country Produce.

And for more effectual putting in Execution the ſaid recited Act, *Be it further Enacted by the Authority aforeſaid*, That all and ſingular the Fines, Penalties and Forfeitures mentioned in this and the ſaid recited Act, ſhall be one half to the Poor of every reſpective County, Pariſh or Precinct where the ſame ſhall be incurred, and the other half to him or them that ſhall or will proſecute for the ſame before any of her Majeſties Juſtices of the Peace for the reſpective Counties, for the Time being, where ſuch Penalty ſhall be incurred, as aforeſaid, who are hereby reſpectively required, impowered and authorized within Forty Days after any Complaint ſhall be made to him or them, by any Perſon or Perſons, of the Breach of this or of the ſaid recited Act, by reaſon of any Perſon or Perſons not doing his or their Duty, hereby, or by the ſaid recited Act, required to be by him or them performed and done, to ſummons the ſaid Perſon or Perſons ſo complained againſt, as aforeſaid, and upon the Parties not appearing upon the ſaid Summons, or the Matter being heard before him, ſhall give Judgment and grant Execution thereon againſt the Party ſo not appearing or offending, and ſhall immediately thereupon appoint another fit Perſon to do and perform what ought to have been done and performed by the ſaid Party offending. And if the Perſon ſo appointed, as aforeſaid, ſhall neglect to do and perform his Duty therein, he ſhall be Subject to the like Penalty as if he had been duly Elected, any former Law, Uſage or Cuſtom to the contrary thereof in any wiſe notwithſtanding.

And forasmuch as by the ſaid Act all and every the reſpective Miniſters that ſhould be ſettled within the reſpective Counties, Pariſhes and Precincts aforeſaid, ſhould be called to Officiate in the reſpective Places by the reſpective Veſtry-Men and Church-Wardens within one Year next after the Publication of the ſaid recited Act; Now as an Explantion of the ſaid Act, and for preventing any Controverſies and Diſputes for the future, touching the ſame, *It is hereby further Enacted and Declared*, That the reſpective Veſtry-Men and Church-Wardens, for the time being, of every reſpective Place or Major Part of the ſaid Church-Wardens and Veſtry-Men, whereof one Church-Warden always to be one, ſhall and are hereby Impowered to call and preſent, after the Death of the ſeveral and reſpective preſent Incumbents, ſo Inducted and Eſtabliſhed as aforeſaid, and forever hereafter, a good ſufficient *Proteſtant Miniſter*, within one Year next after the Avoidance of any of the ſaid Places, reſpectively, the ſame ſhall from time to time, happen to become Void, which Miniſters ſhall, reſpectively, be Inſtituted and Inducted to the ſaid Churches of the ſaid reſpective Places, and ſo as often as any or either of the ſaid Places ſhall become Void.

Provided nevertheleſs, That neither this preſent Act of General Aſſembly, nor any thing herein contained ſhall be conſtrued or underſtood to extend to Abridge or take away the *Indulgence or Liberty of Conſcience*, granted and allowed to any other Proteſtant *Chriſtians* by any Law or Statute of the Realm of *England* or of this

this Plantation, any thing in this Act contained to the contrary hereof in any wiſe notwithſtanding.

And laſtly, It is hereby Enacted and Declared by the Authority aforeſaid, That the ſaid Act of General Aſſembly made in the Year Sixteen Hundred Ninety Three, herein before recited, and all and every Clauſe, Article and Thing therein contained, ſhall continue and be in full Force and Virtue, ſave ſo much only which by any former or this preſent Act is altered or made Void, or otherwiſe directed, declared and provided for.

Acts paſſed by the General Aſſembly in the 13th year of K. William, 1701.

An Act for the more regular proceedings in the Elections of Repreſentatives for the ſeveral Cities and Counties within this Province.

WHereas the Election and Return of Repreſentatives for the ſeveral Cities and Counties of this Province, to come to the Aſſembly of our Lord the King, in this Province, have been often heretofore mannaged with great fraud and deceit, to the grievous damage of the Subject; for the preventing of which for time to come, a good and wholſom Law was enacted by the General Aſſembly of this Province in the Eleventh year of his Majeſty's Reign, Entituled, *An Act for the Regulating Elections of Repreſentatives in General Aſſembly in each reſpective City and County within this Province*, yet nevertheleſs many and great abuſes are ſtill continued to be put upon the Subjects in their Election, as aforeſaid; for the preventing whereof, *Be it Enacted by his Honour the Leiut. Govern ur, Council and Repreſentatives now in General Aſſembly convened, and it is hereby Enacted by the Authority aforeſaid*, That from henceforth and forever hereafter, no *Papiſt* or *Popiſh Recuſant*, or Perſon or Perſons as ſhall refuſe, upon the tender and demand of the Sheriff, or either of the Candidates, to take the Oaths appointed by Law to be taken inſtead of the Oaths of Allegiance and Supremacy, and to ſign the Teſt and Aſſociation, as directed by Law in other caſes, ſhall be ſuffered to give his or their Vote or Votes for any Repreſentative or Repreſentatives to ſerve in this or any future General Aſſembly within thi Province, or for any other Office or Offices whatſoever. And whereas Doubts have ariſen, Whether a Perſon having an Eſtate of Freehold in Poſſeſſion for his Life, or for the Life of his Wife, ſhould be allowed to Vote for the ſame, *Be it Enacted by the Authority aforeſaid*, That all and every perſon and perſons not excepted by this Act, having in his or their poſſeſſion an Eſtate of Freehold, during his Life, or for and during the Life of his Wife, to the Value or Quantity in the above recited Act expreſſed, ſhall be and is hereby qualified to give his and their Vote and Votes for Repreſentatives, as aforeſaid, Provided he be further qualified as in the aforeſaid Act, and this preſent Act, is expreſſed.

And whereas a Queſtion hath ariſen, whether any Perſon or Perſons having Mortgaged his or their Lands, and being in poſſeſſion thereof, and receiving the income thereof, ſhould not by reaſon of ſuch Mortgage be debarred from giving his Vote, as aforeſaid, *Be it therefore Enacted*, That ſuch Mortgage ſhall not debar the party aboveſaid from the giving of his Vote, provided he be in poſſeſſion thereof, or receive the incomes of the ſame.

And be it further Enacted by the Authoriy aforeſaid, That to prevent all Diſputes relating to the Free-holders in *Dutches County*, about the Election of Repreſentatives, as aforeſaid, the ſaid County be and is hereby declared to be annexed to the County of *Ulſter* for the term of ſeven year next after this preſent Seſſion, and that the Free-holders of *Dutches County*, qualified by Law, ſhall and are hereby Impowered to give their Votes for Repreſentatives in the County of *Ulſter*, as if they

they actually lived in ſaid County, any thing to the contrary hereof in any wiſe notwithſtanding.

And whereas Diſputes have ariſen between the Counties of *Orange* and *Ulſter*, relating to *Wagachemeck* and *great* & *little Miniſſinck*; *Be it Enacted by the Authority aforeſaid*, That *Wagachemeck* and *great* and *little Miniſſinck* be and are hereby immediately annexed to the County of *Ulſter* until ſuch time that the bounds between the Counties of *Orange* and *Ulſter* ſhall be ſettled, and that the Inhabitants of *Wagachemeck* and *great* aud *little Miniſſinck* be and are hereby Impowered to give their Votes for Repreſentatives in the County of *Ulſter*, as if they actually lived in the ſaid County of *Ulſter*, any thing to the contrary hereof in any wiſe notwithſtanding.

An Act for Repealing an Act of the General Aſſembly of this Province, entituled, an Act for defraying the Publick and neceſſary Charge throughout this Province, for maintaining the Poor and preventing Vagabonds, except ſo much thereof as relates to Vagabonds, and for the appointing more effectual means for defraying the Publick and neceſſary Charge in each City and County, and for maintaining the Poor.

WHereas thre is an Act of the General Aſſembly of this Province, made in the year of our Lord 1691. entituled, *An Act for defraying the publick and neceſſary Charge through-out this Province, and for maintaining the Poor and preventing of Vagabonds*,, Which ſaid Act hath been by Experience found to be very Inconvenient and burthenſom to the Inhabitants of this Province, and hath occaſioned many Heats, Annimoſities, Strifes and Debates, and other Differences, all which being conſidered, the Repreſentatives now in General Aſſembly conven'd, do moſt humbly pray that it may be declared and Enacted, and it is hereby declared & enacted by his Honour the Lieut. Governour & Council, and Repreſentatives in this General Aſſembly convened, and by the Authority of the ſame, That the ſaid before-mentioned Act of Aſſembly and every Article & Clauſe therein contained, except ſo much thereof as relates to Vagabonds, be and is hereby repealed, reverſed, made and declared null and void to all intents conſtructions and purpoſes whatſoever, as if the ſaid Act had never been made and Enacted. To the end nevertheleſs, that the publick and neceſſary Charge in each City and County may be duly defrayed, the Poor maintained, and Vagabonds and People of ill behaviour diſcountenanced,

Be it declared and enacted by his Honour the Linetetnant Governour and Council, and Repreſentatives now in General Aſſembly convened, and it is hereby Enacted by the Authority aforeſaid, That the Juſtices of the Peace of the reſpective Counties of this Province, or any five, or more of them, two whereof to be of the Quorum, ſhall once in the year at a Court of General or ſpecial Seſſions, ſupervize, examine and allow the publick and neceſſary Charge of their reſpective County, and of every Town thereof, part of which the allowance made by Law to their Repreſentative or Repreſentatives, ſhall be deemed and accounted to be; and upon Examination and allowance of the ſaid Accounts, they or the major part of them, as aforeſaid, are hereby Impowered to iſſue their warrant to the ſeveral Towns in the ſaid County, under their hands and Seals, or the hands and Seals of the major part of them, for the chuſing and electing of two Aſſeſſors and one Collector in each of their Towns or County, for the aſſeſſing and collecting of the Sum and Sums of Money ſo allowed by the

Juſtices

Juſtices aforeſaid; and if any Juſtice of the Peace ſhall neglect or refuſe to put this Act in execution, he ſhall forfeit fifty Pounds; and if any Town or Towns ſhall refuſe, neglect or delay to chuſe Aſſeſſors and Collectors, as aforeſaid, at ſuch times as by the ſaid Juſtices ſhall be appointed, ſuch Town ſhall forfeit the Sum of Twenty Pounds to his Majeſty; all ſuch Sums to be recovered in the Supream Court of Judicature in this Province, where no Eſſoin, Protection, Wager of Law, or any more than one Imparlance ſhall be allowed: and if the ſaid Aſſeſſors ſhall refuſe and neglect to aſſeſs and rate in twelve days after the ſaid Warrant, and the Collector to Collect and Levy within Twenty one days after Aſſeſſment, the Sum or Sums of Money ordered and allowed as aforeſaid, every Perſon ſo neglecting or refuſing, ſhall forfeit the Sum of Ten Pounds current Money of this Province, to the County or Town where the ſame refuſal or neglect ſhall happen, to be recovered in the reſpective Court or Courts of Seſſions in the County or Counties aforeſaid, and ſhall be alſo Impriſoned without Bail or mainprize for three Months by the Court aforeſaid; and in ſuch caſe the Juſtices aforeſaid are hereby fully Impowered at ſuch time as they ſhall think fit, to appoint others in the room of ſuch Aſſeſſors or Collectors, as aforeſaid.

And be it further Enacted by the Authority aforeſaid, That the Juſtices above-ſaid are hereby Impowered once in every year to appoint and elect a Treaſurer for their reſpective County or Counties; which Treaſurer ſhall make ſuch payments for the defraying the neceſſary Charges of each reſpective County as ſhall be appointed and allowed by the Juſtices aforeſaid.

And be it further Enacted by the Authority aforeſaid, That it ſhall and may be lawful for every Collector choſen as aforeſaid, by Warrant under the hand and Seal of any two or more Juſtices of the Peace of each reſpective County, to collect and levy, by diſtreſs on the Goods and Chattels of all or any perſons refuſing or neglecting to pay the Sum or Sums of Money ſo aſſeſſed on them, returning the over-plus to the owner, the Charges of diſtreſs and ſale firſt deducted, which Charge is to be allowed before any two Juſtices of the Peace, one whereof to be of the Quorum of ſuch County or Counties as aforeſaid.

And be it further Enacted by the Authority aforeſaid, That the Treaſurer of each reſpective County within this Province, ſhall keep a diſtinct Book of Accounts, containing a particular Account of all the Money, Rates and Aſſeſments aforeſaid, and alſo of all Diſburſments and payments by Warrant aforeſaid, and once every year he ſhall bring in his Accounts to the Court of Seſſions aforeſaid, to have the ſame audited, which ſaid Court is hereby Impowered in each County to audit the ſame, under the penalty of One Hundred Pounds, to be forfeited by the ſaid Treaſurer to our Lord the King, in caſe of his neglect to bring the ſaid account before the ſaid Juſtices, to be recovered in the Supream Court of Judicature.

And be it further Enacted, Whereas it is the Cuſtom and practice of his Majeſty's Realm of *England*, and all our adjacent Colonies in *America*, that every reſpective Town and Pariſh doth take care and Provide for the Poor who do inhabit in their reſpective Precincts, as aforeſaid, that for the time to come, the Juſtices aforeſaid at their reſpective General Seſſions do once in the year make proviſion for the maintenance and ſupport of their Poor reſpectively. And whereas ſeveral of the Cities and Counties of this Province have not taken care for the payment of the Repreſentatives before the firſt day of this Inſtant Seſſions of the General Aſſembly of this Province, *Be it therefore Enacted*, That the reſpective Officers concerned in this Act for the defraying the publick Charge of each reſpective City and County, do and ſhall, on and before the day of next, according to the directions of this Act, cauſe due payment to the ſaid Repreſentatives, after ſuch Rates and Allowances as were made by an Act of Aſſembly of this Province, in the year of our Lord 1691. entituled, *An Act for allowance to the Repreſentatives*, any thing to the contrary hereof in any wiſe notwithſtanding.

Provided, That no Money be demanded for Service in General Aſſembly by any perſon before the year of our Lord 1698.

And whereas the City of *New-York* and *Albany*, by their ſeveral Charters differ in the ways and means for the defraying their publick Charge, and maintaining their Poor from the ſeveral Counties of this Province. *Be it therefore declared and Enacted by the Authority aforeſaid*, That the common Councils of the ſaid Cities reſpectively, are hereby authorized to follow their former method concerning the premiſes, and that they be hereby Impowered upon want of Money in their Treaſury, to raiſe and levy upon the Inhabitants of their ſaid Cities reſpectively, ſuch Sum and Sums of Money as ſhall unto them appear ſufficient to pay their reſpective Repreſentatives, Bell-men or Watch-men, or ſuch other neceſſary and publick Charges as ſhall be yearly and every year requiſite and neceſſary, any thing in theſe preſents contained to the contrary thereof in any ways notwithſtanding. *Provided*, That no City or County ſhall raiſe above 300 *l. per Annum* for their publick Charge.

An Act for Allowance to the Repreſentatives.

WHereas the ſeveral Repreſentatives of the People of this Province cannot Officiate and Diſcharge that Honourable and great Truſt repoſed in them without being at Charge and Expence, *Be it Enacted by his Honour the Leint. Governour and Council, and Repreſentatives Conven'd in General Aſſembly, and it is hereby Enacted by the Authority aforeſaid*, That the Wages or allowance to each Repreſentative of the People from the firſt day of this Seſſions, and for ever hereafter, ſhall be ſix Shillings current Money of this Province *per Diem*, to commence from their coming out till their return home, always provided, it ſhall not exceed eight days after their adjourning, proroguing or diſſolving the ſame.

And be it further Enacted by the Authority aforeſaid, That each reſpective City and County throughout this Province ſhall bear and defray the Charge of their own Repreſentatives, which Charge or allowance as aforeſaid, ſhall be paid to the reprective Repreſentatives by the Treaſurer of each reſpective City and County, by Warrant under the hand and Seal of the Mayor of the reſpective Cities for the time being, and by Warrant of any two Juſtices of the Peace to the Treaſurer of the reſpective Counties, after the return of the ſaid Repreſentatives from the Aſſembly, within Ten days after the Collecting of the publick and neceſſary Charge of each reſpective City and County, as is Directed in an Act paſſed this preſent Seſſions, entituled, *An Act for repealing an Act of Aſſembly of this Province, Entituled, an Act for defraying the publick and neceſſary Charge throughout this Province, for maintaining the Poor and preventing Vagabonds, and for the appointing more Effectual means for defraying the publick and neceſſary Charge in each City and County, and for maintaining the Poor and preventing Vagabonds*, in ſuch way and manner as the publick and neceſſary Charge of each City and County in this Province is defrayed and raiſed. And be it further Enacted by the Authority aforeſaid, That the Act of Aſſembly made in the year of our Lord 1691. entituled, *An Act for allowance to the Repreſentatives*, be and is hereby repealed, vacated and made null, as if ſuch Act had never been made. *Provided always* and be it further Enacted, That all and every Perſon and Perſons that have any Money due from any City or County in this Province for ſervice as a Repreſentative, ſhall be paid ſuch Sum as in the above recited Act, hereby repealed, is Directed, and that the ſame be paid in ſuch way and manner as all other publick Charges of the reſpective Cities and Counties are defrayed, by ſuch Laws as now are or hereafter ſhall be eſtabliſhed within this Province, any thing to the contrary hereof in theſe preſents contained in any

ways

ways notwithſtanding. *Provided*, that nothing be demanded for ſuch ſervice before the year of our Lord, 1698. any Law, Uſage or Cuſtom to the contrary hereof in any wiſe notwithſtanding.

An Act to oblige the Owners and Poſſeſſors of unimproved Lands in the County of Albany, Weſtcheſter, Richmond *and* Orange, *to pay the proportion of their Quit-Rents and Taxes raiſed for the ſupport of the Government, and their County Charges.*

WHereas ſeveral Perſons within the Counties of *Albany*, *Weſtcheſter* and *Richmond* have great Quantities of vacant and unimproved Lands, for which they have not, for many years laſt paſt, paid, and even refuſed to pay their proportions of the Quit-Rents and Taxes raiſed for the ſupport of the Government, and other Rates and Charges, to the grievous damage of the reſt of the Inhabitants in the Counties aforeſaid, under a pretence that the ſaid Lands lie Vacant and unimproved, and that they had no benefit by them, or income from them. And whereas many of the Owners of the ſaid Lands do not Inhabit within the ſaid Counties, and have not Goods and Chattels within the ſame to levy and diſtrain upon their proportion of the ſaid Quit-Rents, Taxes raiſed for the ſupport of the Government, and other rates and Charges, *Be it Enacted by his Honour the Leiut. Governour and Council, and Repreſentatives now in General Aſſembly convened, and it is hereby Enacted by the Authority of the ſame*, That all and every perſon owning ſuch Vacant and unimproved Lands within the Counties aforeſaid, who do not take care to pay their proportion of the Quit-Rents and of Taxes now or hereafter to be raiſed for the ſupport of the Government, and other Rates and Charges, within ſuch time as the Law ſhall and doth direct, that then and in ſuch caſe it ſhall and may be lawful for the Inhabitants of ſaid Counties reſpectively to enter upon the ſaid Lands not being incloſed, and thereinto cut Wood and Timber for their own uſe and uſes, without being therefore ſued, Troubled or moleſted, in the ſame manner as if the ſaid Lands were in Common and unappropriated, any Law, Uſage or Cuſtom to the contrary hereof in any ways notwitſtanding. *Provided alſo*, That if any Perſon or Perſons having Lands as aforeſaid in the County of *Orange* ſhall refuſe to pay his, her or their proportion, as aforeſaid, the Juſtices of the Peace of the ſaid County or any of them, or ſuch Perſon or Perſons as ſhall be Imployed by them, is and are hereby Impowered to ſue the Perſon or Perſons ſo refuſing and neglecting, in the Counties where they do live, as in an Action of Debt, and the ſeveral Judges, Juſtices and Courts are hereby authorized and commanded to hear and determine ſuch Suit, any Law, Uſage or Cuſtom to the contrary notwithſtanding.

An Act for the ſettling and amending the High-ways and Roads in the County of Ulſter.

WHereas the High-ways and Roads by over-runing of Creeks and removing of Sands, in the County of *Ulſter*, are often times ſpoiled by the Floods of Water in the Spring of the year, whereby the Inhabitants are neceſſitated to mend or provide other convenient High-ways and Roads. And whereas great diſputes do ariſe concerning the ſame amongſt the ſaid Inhabitants, *Be it Enacted by his Honour the Leiutenant Governour and Council, and Repreſentatives of the Province of* New-York

New-York *in General Aſſembly convened, and it is hereby Enacted by the Authority of the ſame*, That the reſpective Juſtices of the Peace of the County of *Ulſter* are hereby fully Impowered and Commanded, from time to time, to appoint ſuch and ſo many Surveyors of the High-ways and Roads in the ſaid County, in each Town reſpectively as they ſhall think fit, to Survey the High-ways and Roads in ſaid County, each Surveyor or Surveyors reſpectively to be for the Town for which he or they ſhall be appointed Surveyor or Surveyors, and where they find the ſaid High-ways and Roads or any of them deficient, or that a new one or new ones ought to be made, to report the ſame to the Juſtices aforeſaid, who are hereby directed with all convenient ſpeed to cauſe the ſaid High-ways and Roads to be amended or altered, accordingly. And if it ſhould happen that any ſuch High-ways or Roads ſhould be directed by the Surveyor or Surveyors aforeſaid, to be laid out for the good of the Inhabitants of ſaid County, or of any Town in the ſame, through the Lands or Poſſeſſions of any particular Perſon or Perſons, *Be it Enacted by the Authority aforeſaid*, That the ſaid Juſtices of the Peace, or any three or more, are hereby Impowered in ſuch caſe to iſſue their Warrant or Warrants, under their hands and Seals to the High-Sheriff of the ſaid County, commanding him to cauſe to come before them the ſaid Juſtices, or any three or more of them Twelve good and Lawful men of his Baylwick, who are to conſider of the Damages any Perſon or *P*erſons ſhall or may ſuſtain by ſuch High-ways and Roads runing or being laid out through his, her or their Lands, which ſaid Damages are to be made good to him, her or them by aſſeſment to be raiſed, levyed, collected and paid by ſuch Town, Vicinage or Perſon or Perſons whatſoever, in equal proportions, to the benefit he, ſhe or they ſhall receive by the ſaid High-ways or Roads, the ſame to be paid to the Treaſurer of the reſpective Towns in the ſaid County within Forty days after the aſſeſment made, to be diſpoſed by warrant under the hands and Seals of three or more Juſtices of the Peace of ſaid County, to ſuch Perſon or Perſons reſpectively through whoſe Lands the ſaid High-ways and Roads ſhall happen to come, in due proportion according to the quantity of the Land he or they looſe thereby, to be adjudged by Twelve men as aforeſaid.

And be it further Enacted by the Authority aforeſaid, That upon ſuch Survey made, as aforeſaid, and ſuch Eſtimate had, and the Money paid, as aforeſaid, the Juſtices of the Peace of the ſaid County are hereby required and fully Impowered to enter ſuch High-ways or Roads upon Record, and to Eſtabliſh them publick ways for the Common Good of the County aforeſaid, any Law, Uſage or Cuſtom to the contrary notwithſtanding. *Provided always, and be it Enacted by the Authority aforeſaid*, That the Twelve men, returned as aforeſaid, and every of them ſhall before they proceed to the eſtimate aforeſaid, take an Oath for the due and impartial eſtimation of the Damages aforeſaid, and the due proportions of the payments thereof, before the Juſtices of the Peace, or any three or more, who are hereby fully Authorized and Impowered to adminiſter the ſame accordingly, any Law, Uſage or Cuſtom to the contrary notwithſtanding.

Next follows the Acts paſſed in *July*, 1724. the folio is 261.

Acts

Acts passed by the General Assemby of the Colony of *New-York* in *July*, 1724. in the Tenth Year of His Majesty's Reign.

An Act for Raising and Levying the Sum of Six Thousand six Hundred and Thirty Pounds for the Supplying the Deficiencies of his Majesty's Revenue, & for the several Uses and Purposes therein mentioned; and for Making ot Bills of Credit to be Issued for that Value.

The Preamble, shewing the necessity of an Extraordinary Levy.

WHereas not only the Fonds applyed for the General Support of His *Majesty's Government* in this *Colony*, have lately proved Deficient, but the Levys made by Virtue of an Act of the General Assembly of this Province, passed in the year 1723. Entituled, *An Act for raising and levying the Quantity of Five Thousand Three Hundred and Fifty Ounces of Plate, for the Uses therein mentioned, and for striking and making Bills of Credit for that Value*, have not so far answered the End, but that there still remains a considerable Deficiency in his Majesty's Revenue, by which means several Sallaries of the Officers of this Government will remain Unpaid, if Provision be not made to supply the said Deficiency by an Extraordinary Levy upon the Inhabitants of this Colony.

And whereas upon a Survey of the Buildings in His Majesty's Fort in the City of *New-York*, they are found to be very much out of Repair, and will, some of them, fall down and become Ruins, if not timely prevented; and there being at present no Money in the Treasury of this Colony to defray the Charges of Repairing them, it is necessary to make an extraordinary Levy for that Purpose.

And whereas Bills of Credit to the Value of Twelve Hundred Pounds struck in the Year 1715, and which by several Subsequent Acts were continued current until the first day of *July*, in this present Year One Thousand Seven Hundred and Twenty Four, and the Fonds for the general Support of His Majesty's Government proving deficient to Sink and Cancel the said Bills, makes it also necessary to Raise an Extraordinary Levy for that Purpose.

And whereas *Ambrose Phillips* and *George Bamfield* Esqrs. late Agents for this Province, at the Court of *Great Britain*, have been at several Charges and Disbursements for the Service of this Colony, which, with the Sallaries appointed by this Government,

to be given to the ſaid Agents, ſtill remains Unpaid and cannot be Diſcharged, unleſs the Sums Due and Payable to the ſaid Agents, be raiſed on the Inhabitants of this Province.

And whereas the Encouraging and Promoting a Trade with the more Remote Nations of Indians, and Securing the *Five Nations* of Indians in His Majeſties Intereſt, will be not only of great Advantage to the Trade and Proſperity of this Colony, but be attended with great and good Conſequences for His Majeſties Service, in Extending the *Engliſh Empire* in this part of *America*, and rendring thoſe Nations more dependant on the Crown of *Great Britain*, and it having been found by Experience that the Sums hitherto raiſed for that purpoſe, have been ſo well and effectually Employed, and attended with ſo ſuitable a Succeſs, that a leſs Expence than heretofore uſed is now Judged ſufficient to Promote the end Propoſed, and for which an Extraordinary Levy is abſolutely neceſſary.

The Reaſon for making Bills of Credit.

And whereas it will be a conſiderable Time before the ſeveral Sums of Money, by this Act intended and appointed to be Raiſed and Levyed, can be Collected and Gathered ſo as to be paid unto the Treaſurer of this Colony, in order to be by him Iſſued for the Purpoſes herein before mentioned, and His Majeſty's Buildings in the Fort, being in ſuch Ruinous Condition as to admit of no delay in the Reparation of them, the Officers of the Government put under difficulties to Subſiſt, for want of the Sallaries due to them, and which muſt remain a long Time unpaid, and the Loſs and Diſadvantage that may ariſe, and perhaps prove Irrepairable if the Opportunities of engaging the more remote Nations of Indians be not ſoon made uſe of, Renders it neceſſary to ſtrike and make Bills of Credit, upon the Fonds ariſing by this Act, to be Immediately paid to Work-men, and for Materials, to be Employed in the ſaid Reparations, and to the ſaid Officers in want of their Sallaries, and to ſuch Agents or Perſons, and for ſuch Goods as his Excellency the Governor of this Province ſhall judge moſt Proper and Suitable for the gaining the Affections of the ſaid Remote *Indians*, and the retaining the Intereſt already gained amongſt them, the Making and Cancelling of which Bills will be attended with a Charge and Expence, neceſſary alſo to be provided for by a Levy on the Inhabitants, to diſcharge the ſame.

In order therefore to anſwer all theſe good Ends and Purpoſes, and to provide for the ſame in the moſt Effectual manner, *Be it Enacted by the Governour, Council and General Aſſembly of this Province, and it is hereby Enacted by the Authority of the ſame*, That the Sum of Six Thouſand Six Hundred & Thirty Pounds in *Lyon Dollars*, *Sevil*, *Pillar*, *Mexico Plate* or *Bills of Credit* hereby made Current in this Colony to the Value thereof, ſhall be Aſſeſſed, Raiſed and Levyed upon the Eſtates, Real and Perſonal, of all and every the Freeholders, Inhabitants and Reſidents within this Colony, and is hereby given to His Majeſty, his Heirs and Succeſſors, to and for the Uſes and Purpoſes before mentioned, and to no other Uſe or

The Sum to be raiſed.

Purpoſe

Purpoſe whatſoever, and ſhall be Collected and paid in the manner following, That is to ſay,

The Sum of One Thouſand Six Hundred and Fifty Seven Pounds Ten Shillings, on or before the firſt day of *May*, which will be in the Year of our Lord One Thouſand Seven Hundred and Twenty Five. The time of raiſing the Money, 1725.

The like Sum of One Thouſand Six Hundred and Fifty Seven Pounds Ten Shillings, on or before the firſt day of *May*, which will be in the Year of our Lord One Thouſand Seven Hundred and Twenty Six. 1726.

The like Sum of One Thouſand Six Hundred and Fifty Seven Pounds Ten Shillings, on or before the firſt day of *May*, which will be in the Year of our Lord One Thouſand Seven Hundred and Twenty Seven. 1727.

And the like Sum of One Thouſand Six Hundred and Fifty Seven Pounds Ten Shillings, on or before the firſt day of *May*, which ſhall be in the Year of our Lord One Thouſand Seven Hundred and Twenty Eight. 1728.

Which ſaid Quantities of One Thouſand Six Hundred and Fifty Seven Pounds Ten Shillings aforeſaid, hereby appointed to be annually paid on the Days and Times before-mentioned, ſhall be yearly Raiſed, Levyed and Paid by the Freeholders, Inhabitants and Reſidents in the ſeveral and reſpective Counties and Cities within this Province, during the four Years before-mentioned, according to and in the Quota's and Proportions following, That is to ſay,

By the City and County of *New-York*, the Sum of Five Hundred and Fifteen Pounds Two Shillings and Six Pence, yearly and every Year, during the ſaid four Years. The Quota for the City of *New-York*.

By the City and County of *Albany*, the Sum of Two Hundred and Ten Pounds Two Shillings and Six Pence, yearly and every Year, during the ſaid four Years. City of *Albany*.

By the County of *Kings-County*, the Sum of One Hundred and Ten Pounds Ten Shillings, yearly and every Year, during the ſaid four Years. *Kings*-County.

By the County of *Queens-County*, the Sum of Two Hundred Pounds, yearly and every Year, during the ſaid four Years. *Queens*-County

By the County of *Suffolk*, the Sum of Two Hundred Pounds, yearly and every Year, during the ſaid four Years. *Suffolk*-County.

By the County of *Richmond*, the Sum of Ninety Three Pounds Seven Shillings and Six Pence, yearly and every Year, during the ſaid four Years. *Richmond*-County.

By the County of *Weſtcheſter*, the Sum of One Hnndred and Fifteen Pounds Five Shillings, yearly and every Year, during the ſaid four Years. *Weſtcheſter*-County.

By the County of *Ulſter*, the Sum of One Hundred and Thirty Pounds Twelve Shillings and Six Pence, yearly and every Year, during the ſaid four Years. *Ulſter*-County.

By the County of *Orange*, the Sum of Forty One Pounds Five *Orange*-County

Shillings, yearly and every Year, during the ſaid four Years.

Dutches County. By the County of *Dutches*, the Sum of Forty One Pounds Five Shillings, yearly and every Year, during the ſaid four Years.

Time for the Collectors to pay the Money to the Treaſurer.

And be it further Enacted by the Authority aforeſaid, That all the ſeveral Collectors, for the Time being, within this Colony, ſhall annually, during the four Years before-mentioned, Pay the reſpective Collections to be made by them, by Virtue of this Act, unto the Treaſurer of this Colony, for the Time being, on or before every firſt day of *June*, which ſhall be in every of the ſaid four Years before-mentioned; and the ſaid Treaſurer, is to give unto every ſuch Collector Receipts, *Gratis*, for the Reſpective Sums ſo to be paid by them, and the ſaid Receipts ſhall be a good and ſufficient Diſcharge in the Law to every of ſuch Collector, for ſo much as ſhall therein be mentioned and expreſt.

Time appointed for the Juſtices to meet and iſſue Warrants to the Aſſeſſors and Collectors.

And be it further Enacted by the Authority aforeſaid, That for the better Aſſeſſing, Collecting and Receiving of the ſaid Sum of Six Thouſand Six Hundred and Thirty Pounds, the Mayors and Aldermen of the Cities of *New-York* and *Albany*, and the Juſtices of the Peace, or the Major part of them, for the time being, for the ſeveral and reſpective Counties within this Colony, do on or before the firſt *Tueſday* in the Month of *February*, during the aforeſaid four Years, meet and aſſemble together in the Court-Houſes of the ſeveral and reſpective Cities and Counties, or ſuch other Place and Places as they ſhall agree among themſelves, and there order, by Warrants under their Hands and Seals, the Aſſeſſors and Collectors for the reſpective Cities, Towns, Mannors, Liberties, Iſlands, Wards and Precincts within their ſeveral Juriſdictions, for the Aſſeſſing and Collecting of the Publick Rates for Defraying of the Publick and Neceſſary Charge of each reſpective City and County, to Aſſeſs and Collect in manner aforeſaid, their and every of their reſpective Quota's, on or before the reſpective Day's and Times herein before mentioned, during the Term of the four Years above mentioned.

If Aſſeſſors and Collectors be not annually choſen, the Juſtices to nominate Aſſeſſors and Collectors.

And be it further Enacted by the ſame Authority, That in Caſe any Mannor, Town, Liberty, or Precinct within any of the reſpective Counties, do or ſhall omit, refuſe or neglect, annually to chuſe or elect Aſſeſſors or Collectors, during the aforeſaid four Years, whereby the Intent of this Act might be Eluded or Defeated, That then and in ſuch Caſe, any three or more of the Juſtices of the Peace for the County where ſuch Ommiſſion, Refuſal or Neglect ſhall happen, are hereby Required, Impowered and Authorized to nominate and appoint Aſſeſſors and Collectors for ſuch Mannors, Towns, Liberties and Precincts; which Aſſeſſors and Collectors, ſhall to all Intents, Conſtructions and Purpoſes, have the ſame Powers, and obſerve the Directions of this Act, as any other Aſſeſſors and Collectors are hereby obliged and enjoined to do.

And be it further Enacted by the Authority aforeſaid, That the ſaid Mayors and Aldermen of the Cities of *New-York* and *Albany*, and the Juſtices of the Peace in every County, or the greater Number

ber of them, ſhall have full Power and Authority, by this Act, and thereby are Required to Adminiſter an Oath to the ſaid Aſſeſſors, reſpectively, *That they ſhall and will Well, Truly, Equally* and *Impartially, and in due Proportion, according to the beſt of their Skill and Underſtanding, Aſſeſs and Rate the Freeholders, Inhabitants, Reſidents and Sojourners of the reſpective Places for which they ſhall be Choſen or appointed* Aſſeſſors.

The Form of the Aſſeſſors Oath.

And be it further Enacted by the Authority aforeſaid, That if any Mayor, Alderman or Juſtice of the Peace within this Colony (who are hereby Required, Impowered and Authorized to take effectual Care that this Act be duely Executed, according the true Intent and Meaning thereof) ſhall Deny, Refuſe, Neglect or Delay to do, perform and execute all or any of the Duties, Powers and Authorities by this Act required by him or them to be done and performed, and ſhall thereof be lawfully Convicted before any of His Majeſty's Courts of Record within this Colony, he or they ſhall for ſuch, or any of ſuch Offences, ſuffer ſuch Pains and Penalties, by Fines or Impriſonment, as by the Diſcretion of the Juſtices of the ſaid Courts ſhall be adjudged.

Penalty on Juſtices, &c. for neglect of their Duty.

And be it further Enacted by the Authority aforeſaid, That if any Perſon or Perſons, who ſhall be choſen or appointed Aſſeſſors or Collectors, in manner herein before mentioned, ſhall Deny, Neglect, or Unequally and Partially aſſeſs, or refuſe to make ſuch Aſſeſments, as by this Act is required, or ſhall Deny, Neglect or Refuſe to Collect any Sum or Sums of Money in form before-mentioned, laid, taxed and aſſeſſed, and thereof be Convicted before any two Juſtices of the Peace of the Cities and Counties where ſuch Offender ſhall dwell or reſide (who are hereby Required and Impowered to hear, determine and do the ſame) ſhall by Warrant under the Hands and Seals of ſuch two Juſtices of the Peace, be committed to the Common Goal, there to remain without Bail or Mainprize till he and they ſhall make Fine and Ranſom for ſuch Contempts, as aforeſaid.

Penalty on Aſſeſſors and Collectors for not doing their Duty.

And if any Perſon or Perſons within this Colony, ſhall refuſe, neglect or delay to pay the ſeveral Sum and Sums of Money appointed by this Act, and aſſeſſed in manner aforeſaid, for ſuch Perſon or Perſons to pay upon demand made by the Collector of the Place, where ſuch Perſon or Perſons ſhall dwell or reſide, it ſhall and may be lawful to and for ſuch Collector for Non-Payment thereof, to Deſtrain ſuch Perſon or Perſons, ſo refuſing, delaying or neglecting, by his or their Goods and Chattles, and the Diſtreſs ſo taken to keep by the ſpace of four Days at the Coſt and Charges of the owners thereof; and if the owner do not pay the ſaid Sum and Sums of Money ſo Deſtrained for, within the ſaid four Days, then the ſaid Diſtreſs to be publickly Sold by the ſaid Collectors for the Payment of the ſaid Money, and the Over-pluſs coming by the ſaid Sale (if any there be) over and above the Charge of taking, keeping, and ſelling the ſaid Diſtreſs, to be immediately Reſtored to the owner thereof.

Diſtreſs to be made on Perſons refuſing to pay their Tax.

The Collectors and Treasures Fees.

And to the End the full Sum Intended to be Raiſed and Levyed by Virtue of this Act, may remain Effective and Compleat, *Be it Enacted by the Authority aforeſaid*, That over and above the ſeveral Quota's laid by this Act, there ſhall, during the ſaid four Years, be raiſed, levyed and collected the Sum of *Fifteen Pence* on each Pound of the Quota ſo laid, as aforeſaid, to be aſſeſſed, levyed and raiſed with the ſaid Quota's. *Nine Pence* on each Pound of which to be retained in the Hands of the Collectors, as a Reward for their Trouble in Collecting and Paying the ſame, and the remaining *Six Pence* on each Pound to be paid to the Treaſurer, and by him retained in his Hands, as a Reward for his Service in Receiving, Paying and Cancelling the Money to be raiſed by this Act, and keeping Accounts of the ſame.

The Sum appropriated to ſupply the deficiency of his Majeſty's Revenue.

It is further Enacted by the Authority aforeſaid, That the Sum of *Two Thouſand Five Hundred and Twenty One Pounds Fifteen Shillings and Three Farthings*, part of the Money hereby intended and directed to be raiſed and paid unto the Treaſurer of this Colony, ſhall be by the ſaid Treaſurer iſſued and paid to the ſeveral Officers of this Government to Diſcharge thoſe Warrants that have been or ſhall be drawn by his Excellency in Council, upon the Treaſurer of this Colony, and made payable to the ſaid Officers for their ſeveral and reſpective Sallaries, the ſaid Sum of *Two Thouſand Five Hundred and Twenty One Pounds Fifteen Shillings and Three Farthings*, being hereby given to His Majeſty to Supply the Deficiencies in his Revenue, and to enable His Majeſty to pay and diſcharge the Warrants aforeſaid, and a Receipt from any of the ſaid Officers, Endorſed on the ſaid Warrants, ſhall be to the ſaid Treaſurer a full, ſufficient and effectual Diſcharge in the Law, to all intents and purpoſes whatſoever, for ſo much Money as ſhall be mentioned in ſuch Warrant and Receipt.

The Sum appropriated for repairing the buildings in his Majeſty's Fort.

And be it alſo Enacted by the Authority aforeſaid, That the Sum of *Two Thouſand Pounds*, other part of the Money hereby intended and directed to be raiſed and paid into the Hands of the Treaſurer of this Colony, ſhall be by the ſaid Treaſurer iſſued and paid to ſuch Perſon or Perſons as his Excellency the Governor or the Commander in Chief of this Province, for the time being, ſhall by his Warrants drawn in Council, by and with the Advice and Conſent of His Majeſty's Council, order and direct, for the Payment of Work-men, and for Materials to Repair His Majeſty's Buildings in the Fort of *New-York*, and to and for no other uſe or purpoſe whatſoever; and the Receipt of any of the Work-men or Perſons to whom any ſuch Warrant drawn, as aforeſaid, ſhall be made payable, ſhall be to the Treaſurer of this Province, for the time being, a full, ſufficient and effectual Diſcharge in the Law, to all Intents and Purpoſes whatſoever, for ſuch Sum of Money as ſhall be mentioned in the ſaid Warrant and Receipt.

And to the end Materials may be bought and procured at the beſt hand, and able Work-men imployed in Repairing the Buildings within his ſaid Majeſty's Fort, the General Aſſembly pray that it may be

Enacted

Enacted, *And be it Enacted by the Authority aforeſaid*, That Alderman *Jacobus Kip* and Mr. *Cornelius van Horn* ſhall be the Mannagers for buying up and procuring of all the neceſſary Materials, and for imploying able Work-men for the Purpoſes aforeſaid. And that they may be thereto effectually Enabled, That his Excellency iſſue his Warrant or Warrants on the Treaſurer of this Colony, payable to the ſaid Mannagers, for ſuch Sums of Money, out of the ſaid Two Thouſand Pounds, as his ſaid Excellency, by and with the advice and conſent of his Majeſty's Council, from time to time, ſhall judge proper for the purpoſes aforeſaid. And for the Sums of Money ſo to be received by the ſaid Mannagers, and imployed by them in manner aforeſaid, They the ſaid Mannagers ſhall be allowed after the rate of *Five Pounds per Cent.* or *One Shilling* in the Pound, to be paid out of the aforeſaid Two Thouſand Pounds. And to the end the ſaid Money may be duely Imployed to and for the purpoſes aforeſaid, the ſaid Mannagers ſhall give ſuch good and ſufficient Security for their due Diſpoſition thereof, as to his Excellency and Council ſhall ſeem meet. And the ſaid Mannagers ſhall, from time to time, lay before his Excellency and Council, Accounts of their Diſpoſition of the Money ſo as aforeſaid, to be received by them, from time to time. Which Accounts ſhall alſo be laid before the General Aſſembly, if at any time required, all which ſhall be good and effectual, any thing in the foregoing Clauſe to the contrary hereof in any wiſe notwithſtanding.

Alderman *Kip* and Mr. *Van Horn* appointed to be Mannagers of the Building in the Fort.

Their Reward.

And whereas the Sum of *Twelve Hundred Pounds*, other part of the Money intended and directed to be raiſed by Vurtue of this Act, and paid to the Treaſurer of this Colony, is by the ſaid Treaſurer to be iſſued and applyed to the Sinking, Cancelling and Deſtroying ſuch Bills of Credit of this Colony, as were ſtruck in the Year 1715. and by ſeveral ſubſequent Acts of the General Aſſembly of this Province continued to be Current till the firſt day of *July*, in this preſent Year One Thouſand Seven Hundred and Twenty Four, *Be it therefore Enacted by the Authority aforeſaid*, That Bills of Credit to the Value of the ſaid *Twelve Hundred Pounds*, hereby made Current, ſhall by the ſaid Treaſurer be given in Exchange for ſuch Bills of Credit whoſe Currency ceaſed and determined on the ſaid firſt day of *July*, to any Perſon or Perſons poſſeſſed of the ſame, and ſhall accordingly Sink, Cancel and Deſtroy the ſaid Bills ſo received in Exchange for the Bills of Credit made current by this Act, in the manner and method directed in and by an Act, entituled, *An Act for a Supply to be granted to his Majeſty for ſupporting his Government in the Province of* New-York, *and for ſtriking Bills of Credit for that purpoſe*, paſt in the firſt Year of His Majeſty's Reign.

1200 *l.* to be applyed to ſink & deſtroy Bills of Credit that were ſtruck in the Year 1715.

And be it Enacted by the Authority aforeſaid, That the Sum of *Two Hundred Pounds*, other part of the Money hereby intended and directed to be raiſed and paid to the Treaſurer of this Colony, ſhall be by the ſaid Treaſurer applyed to the Payment of *Ambroſe Phillips*, Eſq; late Agent for this Colony at the Court of *Great Britain*, or to his lawful Attorney, and the Receipt of the ſaid *Ambroſe Phillips*

200 *l.* to be applyed to pay one of the Agents at the Court of *Great Britain*.

or his ſaid lawful Attorney, ſhall be to the ſaid Treaſurer a full, ſufficient and effectual Diſcharge in the Law, to all intents and purpoſes whatſoever, for the ſaid *Two Hundred Pounds*.

400 *l.* to be paid to the other Agent.

And be it Enacted by the Authority aforeſaid, That the Sum of *Four Hundred Pounds*, out of the Money hereby intended and directed to be raiſed and paid to the Treaſurer of this Colony, ſhall be by the ſaid Treaſurer applyed to the Payment of *George Bamfield*, Eſq; one of the Agents for this Province at the Court of *Great Britain*, for his Sallary and Diſburſement for the Service of this Colony, and the Receipt of the ſaid *George Bamfield* or his lawful Attorney, ſhall be to the ſaid Treaſurer a full, ſufficient and effectual Diſcharge in the Law, to all intents and purpoſes whatſoever, for the ſaid *Four Hundred Pounds*

200 *l.* to be applyed to encourage a Trade with the Remote Indians.

And be it Enacted by the Authority aforeſaid, That the Sum of *Two Hundred Pounds*, other part of the Money hereby intended and directed to be raiſed and paid to the Treaſurer of this Colony, for the Promoting and Encouraging a Trade with the more Remote Nations of Indians, and ſecuring the *Five Nations of Indians* in His Majeſty's Intereſt, ſhall be drawn out of the ſaid Treaſurers Hands by Warrants drawn by his Excellency in Council, by and with the Conſent and Advice of His Majeſty's Council here, and not otherwiſe, to be applyed to the ſaid Uſe and Purpoſe, and to and for no other Uſe or Purpoſe whatſoever.

The Reward allowed for Printing and Signing the Bills of Credit.

And be it further Enacted by the Authority aforeſaid, That the Sum of *One Hundred and Eight Pounds Four Shillings and Eleven Pence Farthing* being the Remainder of the Money hereby Directed and Enacted to be raiſed and paid to the Treaſurer of this Colony, ſhall by him be paid in the manner following, that is to ſay, To *William Bradford*, for the ſervices herein after directed to be done and performed by him, the Sum of *Thirty Three Pounds Four Shillings and Eleven Pence Farthing*, in Bills of Credit to be made Currant by this Act; and to the *Five Signers* of the ſaid Bills, the Sum of *Seventy Five Pounds*, as herein after ſhall be Directed.

And whereas the Money hereby Enacted to be raiſed and levyed cannot be Collected and Paid to the Treaſurer of this Province in ſuch convenient Time as will be neceſſary to anſwer the purpoſes aforeſaid, In order therefore to make a more *Effectual* and *Speedy* proviſion for all the purpoſes before-mentioned; *Be it Enacted by the Governor, Council and General Aſſembly of this Province, and it is hereby Enacted by the Authority of the ſame*, That Bills of Credit to the Value of *Six Thouſand Six Hundred and Thirty Pounds*, be forthwith Printed, Made and Iſſued upon the Credit of the Money to be raiſed and levyed by Virtue of this Act, that is to ſay,

The Number and Value of the Bills of Credit that are now to be ſtruck and iſſued.

Two Hundred and Fifty Bills of the Value of *Three Pounds Twelve Shillings* each Bill.

Three Hundred and Eighty Bills, each Bill of the Value of *Three Pounds Four Shillings*.

Eight Hundred Bills, each Bill of the Value of *One Pound Twelve Shillings*.

One

One Thouſand Four Hundred and Ninety Five Bills, of the Value of *Fourteen Shillings* each Bill.

Three Thouſand Bills, each Bill of the Value of *Seven Shillings and Six Pence.*

Four Thouſand Bills, each Bill of the Value of *Three Shillings and Nine Pence.*

And Five Thouſand Bills, each Bill of the Value of *One Shilling and Three Pence.*

Upon each and every one of the ſaid Bills ſhall be Impreſſed on the Left ſide thereof, the Arms of the City of *New-York*, and ſhall be in the Form following, that is to ſay,

Form of the Bills.



THIS Indented Bill due from the Colony of *New-York* to the Poſſeſſor, ſhall paſs in all Payments for - - - - - - - -, purſuant to an Act of the Governor, Council and Aſſembly of the ſaid Colony. Dated the Tenth Day of *July*, 1724.

And be it Enacted by the Authority aforeſaid, That every of the ſaid Bills of Credit hereby made Current, ſhall, beſides the Value mentioned in the Body of the Bill, have on the top of them in Words at length, and at the bottom of them in Figures, on the Right and Left ſide, expreſſed the Value they are to go Current for, and ſhall be Indented, Numbred and Signed by *David Provooſt*, *Johannes Janſen*, *Jacobus Kip*, *John Cruger* and *Gerardus Beekman*, or any three of them, which ſaid Signers ſhall each of them receive the Sum of *Fifteen Pounds* in Bills of Credit made current by this Act, as a Reward for their ſigning the ſaid Bills with their Counter-parts, and for their Service in ſinking and deſtroying the ſaid Bills. And their Receipts, reſpectively, for the Sums above-mentioned, ſhall be a good and ſufficient Diſcharge to the Treaſurer for the ſame.

The Signers Names.

Their Reward for ſigning &c. the Bills.

And be it Enacted by the Authority aforeſaid, That, *Abraham De Peyſter*, the preſent Treaſurer of this Colony, in whoſe Hands the ſtamps of the Arms of the City of *New-York* are depoſited, ſhall in the preſence of the Signers aforeſaid, or the greater part of them, deliver the ſaid ſtamps to *William Bradford*, Printer, who is hereby appointed to Print the ſaid Bills, and on them to Impreſs the ſaid Arms, as herein is before directed, which when done, the ſaid *Bradford* ſhall Re-deliver to the ſaid Treaſurer the ſaid ſtamps, in the preſence of the Signers aforeſaid, or the Major part of them, and the Receipt of the ſaid Treaſurer, ſhall be to the ſaid *Bradford*

The ſtamps to be delivered to the Printer, and by him Re-delivered to the Treaſurer.

a ſufficient Diſcharge for the ſame. And the ſaid Printer is hereby required and directed to deliver to the Signers, hereby appointed to ſign the ſaid Bills, every Bill of Credit by him Printed, and ſhall upon his delivery of the ſaid Bills take an Oath upon the Holy Evangeliſts, *That the Bills of Credit by him then delivered, are all and every the Bills of Credit by him Printed, by Virtue of this Act, and that neither he the ſaid* Bradford, *nor any Perſon by his Conſent, Privity or Procurement, has, directly or indirectly, Printed any other or more of them than is there by him delivered.* Which Oath all or ſome one of the Signers are and is hereby Impowered, Required and Directed to Adminiſter, and the ſaid Printer ſhall receive from the Treaſurer of this Colony, the Sum of *Thirty Three Pounds Four Shillings and Eleven Pence Farthing*, in Bills of Credit hereby made Current, as a Reward for his Printing the ſaid Bills of Credit with their Counter-parts, and providing of Pens and Ink to ſign the ſame.

Form of the Printers Oath

His Reward for Printing the Bill.

And be it alſo Enacted by the Authority aforeſaid, That the Perſons herein appointed for ſigning of the ſaid Bills of Credit, ſhall take an Oath before any one of the Aldermen of the City of *New-York, for the True ſigning and delivering of all the ſaid Bills of Credit*, in the Form following, to wit, *That they the Signers, or the greater Number of them alive, will truely Sign all the Bills of Credit intended to be ſtruck and iſſued by Virtue of this Act, and no more, except Impowered by an Act of Aſſembly of this Provonce ſo to do, and that they will deliver unto the Treaſurer of this Colony, for the time being, all the Bills of Credit ſo ſign'd by them, and no more than the Number mentioned in this Act, and of the ſame Value, according to the True intent and meaning thereof.* And if it ſhall happen that any ſupernumerary Bills ſhall be left, after the ſaid Number ſhall be delivered to the Treaſurer, in manner aforeſaid, all ſuch ſupernumerary Bills ſhall be burnt and deſtroyed by the ſaid Signers in the preſence of the Treaſurer of this Colony.

Form of the Signers Oath.

And be it further Enacted by the Authority aforeſaid, That the Bills of Credit enacted and appointed by this Act to be current, ſhall be received by the Treaſurer of this Colony, in all publick payments, and for any Fond at any time in the Treaſury, and by any Perſon within this Province, in all Caſes whatſoever, during the Time they are enacted to continue, and be as effectually Current as any other Bills of Credit made Current in this Colony by any Act of the General Aſſembly of the ſame; and any Perſon Refuſing to take them in Payment (during the time hereby appointed for the ſaid Bills to be Current) for any Sum due, or hereafter to become due, or for any Contract already made, or hereafter to be made, or for any Conſideration whatſoever, for any Effects or Services already delivered or performed, or hereafter to be delivered or performed, ſhall be liable, and is hereby made liable and ſubjected to all the Penalties and Forfeitures contained in any or all the Acts of the General Aſſembly of this Colony, at any time Enacting and Enforcing the Currency of Bills of Credit, as fully to all Intents, Conſtructions and Purpoſes whatſoever,

Currency of the Bills Enforced.

whatſoever, as if the Words of all or any of the Acts aforeſaid, relating to the Bills of Credit, or Enacting and Enforcing the Currency of the Bills of Credit, in them mentioned, had been particularly expreſt or tranſcribed, and herein and hereby Enacted.

And be it Enacted by the Authority aforeſaid, That if any Perſon or Perſons whatſoever ſhall preſume to Counterfeit any of the Bills of Credit made Current by this Act, or ſhall alter any of the ſaid Bills made Current, as aforeſaid, ſo that they ſhall appear to be of greater Value than by this Act the ſame Bill or Bills, ſo altered, were Enacted, Signed or Numbered to paſs Current for, or ſhall knowingly paſs or give in Payment, any of the Bills aforeſaid, ſo Counterfeined or Altered, every Perſon guilty of Counterfeiting or Altering any of the ſaid Bills, as aforeſaid, or of knowingly paſſing or giving in payment any ſuch Counterfeit or Altered Bill, ſhall be guilty of Felony, and being thereof Convicted, ſhall ſuffer the Pains of Death, without the benefit of Clergy.

Counterfeiting or Altering the Bills is Felony.

And be it Enacted by the ſame Authority, That the Bills of Credit aforeſaid, herein and hereby directed to be made Current, ſhall be Sunk, Cancelled and Deſtroyed by the Treaſurer of this Colony, for the time being, in the preſence of the Signers aforeſaid, or the greater number of them that ſhall be then alive, on the Days and Times hereafter mentioned, that is to ſay,

So many of the ſaid Bills of Credit as ſhall amount to the Sum of *One Thouſand Six Hundred and Fifty Seven Pounds Ten Shillings*, being one fourth part of the Value of all the Bills made Current by this Act, on or before the firſt *Tueſday* in the Month of *Auguſt*, which will be in the Year of our Lord One Thouſand Seven Hundred and Twenty Five.

The time of ſinking and deſtroying the Bills.

So many other of the ſaid Bills as ſhall amount to the Sum of *One Thouſand Six Hundred Fifty Seven Pounds Ten Shillings*, aforeſaid, being one other fourth part of the Value of the ſaid Bills, made Current by this Act, on or before the firſt *Tueſday* in the Month of *Auguſt*, which will be in the Year One Thouſand Seven Hundred and Twenty Six.

So many of the ſaid Bills of Credit as ſhall amount to the Sum of *One Thouſand Six Hundred and Fifty Seven Pounds Ten Shillings*, being one other fourth part of all the Bills made Current by this Act, on or before the firſt *Tueſday* in the Month of *Auguſt*, which will be in the Year One Thouſand Seven Hundred and Twenty Seven.

And all the remaining Bills, amounting to the Value of *One Thouſand Six Hundred and Fifty Seven Pounds Ten Shillings*, being the other and laſt fourth part of the Money hereby raiſed, ſhall be burned and deſtroyed on the firſt *Tueſday* in the Month of *Auguſt*, which will be in the Year of our Lord One Thouſand Seven Hundred and Twenty Eight.

And whereas it may ſo happen that ſome of the ſaid Bills may, after the ſaid firſt *Tueſday* in the Month of *Auguſt*, which will be in the Year of our Lord One Thouſand Seven Hundred and Twenty

Eight, be and remain in the Hands of private Perſons, ſo that they cannot conveniently be brought to the Treaſurer of this Colony in order to be deſtroyed on the ſaid firſt *Tueſday* of *Auguſt* One Thouſand Seven Hundred and Twenty Eight, *Be it therefore Enacted by the Authority aforeſaid*, That any Perſon or Perſons who ſhall on the ſaid firſt *Tueſday* of *Auguſt*, or on or before the firſt day of *July*, which will be in the Year of our Lord One Thouſand Seven Hundred and Twenty Nine, bring and deliver to the Treaſurer of this Colony, for the time being, any Bill or Bills made Current by this Act, every Perſon ſo bringing and delivering any ſuch Bill or Bills ſhall by the ſaid Treaſurer be paid the full Value of them, out of the Fonds or publick Money in his Hands, at the time of bringing and delivering ſuch Bill or Bills, which ſaid Bill or Bills ſo brought in and delivered to the Treaſurer, ſhall be by him, in the preſence of the Signers aforeſaid, be burned and deſtroyed on or before the ſaid firſt day of *July*, in the aforeſaid Year One Thouſand Seven Hundred and Twenty Nine, after which day the ſaid Treaſurer is not to Exchange any of the Bills made Current by this Act, nor take them in Payment longer than till the firſt *Tueſday* in the Month of *Auguſt*, which will be in the Year of our Lord One Thouſand Seven Hundred and Twenty Eight.

The Treaſurer ſhall not Exchange the Bills after the firſt day of July, 1729.

And that it may be truly known what Number and Value of Bills are burned and deſtroyed, at any or all the times mentioned in this Act for burning and deſtroying the ſaid Bills, *It is further Enacted*, That the Treaſurer of this Colony, at any of the reſpective Times herein before mentioned, ſhall keep a true and perfect Account of all ſuch Bills by him received and deſtroyed, which Account he ſhall render upon Oath, if thereto required by the Governor, Council and General Aſſembly, or either of them.

Account to be kept of the Bills deſtroyed.

And be it further Enacted by the Authority aforeſaid, That the ſaid Treaſurer ſhall keep exact and true Books and Accounts, of all the Receipts and Payments to be made by him, by Virtue of this Act, diſtinguiſhing therein the ſeveral and reſpective Uſes and Services, according to the true Intent and Meaning of this Act, and that he ſhall render Accounts thereof, upon Oath, to the Governor, for the time being, the Council and General Aſſembly, when, by them, or either of them, thereunto Required.

Accounts to be kept of all Money received and paid.

An Act for Making Bills of Credit, and puting the ſame into the Treaſurers Hands, for Exchanging there-with ſuch Bills of Credit of this Province as are Torn and Defaced.

WHEREAS by Virtue of an Act of the General Aſſembly of this Colony, paſt in the Thirteenth Year of her late Majeſty's Reign, and Ratified and Confirmed by his preſent Majeſty, entituled,

entituled, *An Act for the Paying and Diſcharging the ſeveral Debts and Sums of Money, claimed as Debts of this Colony, to the ſeveral Perſons therein named, and to make and enforce the Currency of Bills of Credit to the Value of Twenty Seven Thouſand Six Hundred and Eighty Pounds for that purpoſe; alſo, to make void all Claims and Demands made or pretended to be due from this Colony, before the firſt day of* June, *One Thouſand Seven Hundred and Fourteen, and to prevent this Colony from being in Debt for the Future,* There were Struck, Iſſued and made Current, Bills of Credit to the Value of *Twenty Seven Thouſand Six Hundred and Eighty Pounds*, as aforeſaid, which ſaid Bills were gradually to be Sunk and Deſtroyed, as the Fond upon which they were ſo Struck and Iſſued, as aforeſaid, ſhould come in, and the remainder thereof Continue to be Current until the Year One Thouſand Seven Hundred and Thirty Four, as in and by the ſaid Act, relation being thereunto had, may more at large appear.

And whereas by Virtue of another Act of the General Aſſembly of this Colony, entituled, *An Act for Paying and Diſcharging ſeveral Debts due from this Colony to the Perſons therein named, and for raiſing and puting into the Hands of the Treaſurer of this Colony, ſeveral Quantities of Plate to be applyed to the Publick and Neceſſary uſes of this Colony, and to make Bills of Credit to the Value of Forty One Thouſand Five Hundred and Seventeen Ounces and a Half of Plate, for that Purpoſe*, paſt in the fourth Year of his preſent Majeſty's Reign, and alſo Ratified and Confirmed by his ſaid Majeſty, there were Struck, Iſſued and made Current Bills of Credit, to the Value and Quantity of *Forty One Thouſand Five Hundred and Seventeen Ounces and a Half* of Plate above-mentioned. Which ſaid Bills were likewiſe gradually to be ſunk and deſtroyed, as the ſeveral Fonds, upon which they were ſo Struck and Iſſued, ſhould come in, and the Reſidue thereof to continue and remain Current in all Payments within this Colony, until the Year One Thouſand Seven Hundred and Thirty Nine, as in and by the ſaid Act, referrence being thereunto had, may more at large appear.

And whereas by Virtue of another Act of the General Aſſembly of this Colony, paſt in the ſeventh Year of his Majeſty's Reign, entituled, *An Act for a Supply to be granted to his Majeſty, for ſupporting his Government in the Province of* New-York, *during the time therein mentioned, and for Repealing one Act of the General Aſſembly of this Province, entituled, An Act for a Supply to be granted to His Majeſty for ſupporting his Government in the Province of* New-York, *from the firſt day of* July, *which ſhall be in the Year of our Lord One Thouſand Seven Hundred and Twenty, until the firſt day of* July *One Thouſand Seven Hundred and Twenty One,* There were, upon the ſeveral Duties and Fonds therein-mentioned, Struck, Iſſued and made Current Bills of Credit to the Value and Quantity of *Five Thouſand Ounces* of Plate: Which Bills were to continue and remain Current in all Payments within this Colony, until the firſt day of *July*, which will be in the Year of our Lord One Thouſand Seven

Hundred and Twenty Six, as in and by the ſame Act, relation thereunto being had, may more at large appear.

And notwithſtanding that in Conſequence of the two firſt mentioned Acts, Bills of Credit to a conſiderable Value have annually been Sunk and Deſtroyed, as the reſpective Fonds enabled the Treaſury ſo to do; Yet thoſe Fonds falling ſhort of the yearly Sums they were computed to amount unto, at the time of making thoſe Acts, a conſiderable Quantity of the ſaid Bills are like to remain Current until the aforeſaid Years of One Thouſand Seven Hundred and Thirty Four, and One Thouſand Seven Hundred and Thirty Nine, and all thoſe Struck and Iſſued by Virtue of the laſt mentioned Act, are thereby enacted to continue Current until the firſt day of *July*, One Thauſand Seven Hundred and Twenty Six.

And whereas by the length of Time for which the aforeſaid reſpective Bills of Credit have already paſſed current for, many of them are become ſo Torn, Ragged, Shattered and Paſted, eſpecially ſuch as are of the loweſt Value, partly by their having paſſed ſo often from Hand to Hand in the Markets, and otherwiſe, and partly by ſome Perſons want of care to preſerve them in Pocket-Books or Letter Caſes, that of many of them the real Value, at which they are enacted to be Current for, can ſcarcely be diſcovered, by which means diſputes and difficulties frequently ariſe in paying and receiving the ſame: Which Inconveniencies are like to encreaſe before the reſpective times above-mentioned are expired: And ſome of ſaid Bills being Circumſtanced ſo as aforeſaid, may moreover Tempt evil diſpoſed Perſons to alter the ſame to a greater Value than they were originally Struck and Iſſued for, to the great hurt, damage and inconveniency of his Majeſty's good Subjects Inhabiting in this Colony.

And it being conceived, that the only effectual Remedy to remove and prevent thoſe Difficulties, is by lodging a Quantity of New Bills of Credit in the Treaſury, in order to be exchanged for ſuch Torn, Ragged, Shattered and Paſted Bills as aforeſaid, *Be it therefore Enacted by his Excellency the Governor, Council and Aſſembly, and it is hereby Enacted by the Authority of the ſame,* That Bills of Credit to the Value of *Three Thouſand Pounds* be forthwith made and Printed, for the purpoſe aforeſaid, that is to ſay,

The Number and Value of each Bill,

Eight Hundred Bills of *Twelve Shillings* each.
Eight Hundred Bills of *Eight Shillings* each.
One Thouſand Bills of *Six Shillings* each.
Two Thouſand Bills of *Four Shillings* each.
Two Thouſand Bills of *Three Shillings and Six Pence* each.
Two Thouſand Bills of *Three Shillings* each.
One thouſand Eight Hundred Bills of *Two Shillings and Six Pence* each.
Two Thouſand Bills of *Two Shillings* each.
Three Thouſand Bills of *One Shilling and Six Pence* each.
And Four Thouſand Bills of *One Shilling* each.

Upon

Upon which Bills ſhall be Impreſſed on the Right Hand ſide, the Arms of the City of *New-York*, and on the top of each of them, betwixt the Cypher or Flouriſhing, and the Body of the Bill, ſhall be Printed in Words at length, and at the lower part on each ſide thereof in Figures, the Value they ſhall reſpectively go Current for. And in the Cypher or Flouriſhing above is to be left a blank, in the Form of an Oval, large enough to contain the Date of the Year in Figures. And all the ſaid Bills are to be in the Form following, to wit,

The Form of the Bills.

THIS Indented Bill due from the Colony of *New-York* to the Poſſeſſor, ſhall paſs Current in all Payments for ------, Conformable to a Law made by the Governor, Council and Aſſembly of the ſaid Colony. Dated the Twenty Second day of *July*, One Thouſand Seven Hundred and Twenty Four.



The Signers Names.

Which Bills ſhall be Numbred and Signed by *David Provooſt*, *Johannes Janſen*, *Jacobus Kip*, *John Cruger* and *Gerardus Beekman*, Eſqrs. or any three of them, and in Caſe of the Death of any of them, by the Major part of the ſaid Perſons then alive.

The ſtamps to be delivered to the Printer.

And be it further Enacted by the Authority aforeſaid, That the ſtamps of the City of *New-York*, now depoſited in the Hands of the Treaſurer, ſhall by him be delivered to *William Bradford*, (being hereby appointed to Print all the ſaid Bills and their Counter-parts) who is thereupon to give a Receipt to the Treaſurer for the ſaid ſtamps, with promiſe for his Re-delivery of the ſame, as ſoon as all the ſaid Bills ſhall be Printed, which ſaid ſtamps are then to remain in the Treaſury, *Sealed up by the Signers*, and not to be made uſe of, unleſs by Virtue of an Act or Acts of the General Aſſembly.

And by him returned to the Treaſurer.

Be it alſo Enacted, That as ſoon as all the ſaid Bills are ſo Printed, as aforeſaid, the above-named *William Bradford* ſhall deliver all and every one of them, together with their Counter-parts, unto the Perſons herein nominated and appointed to Sign the ſame, or to the major part of them, and at the ſame time take an Oath upon the Holy Evangeliſts, before any Alderman of the City of *New-York*, *That the Bills then delivered unto them, are all and every of the Bills Printed by Virtue of this Act, by him, or by his privity, procurement or directions, and that he doth not, directly or indirectly, know or believe that any more have been Printed by him or any other Perſon or Perſons whatever.*

The Printers Oath.

Be it likewiſe Enacted by the Authority aforeſaid, That when the ſaid Bills ſhall, in manner before-mentioned, be delivered to the Signers herein before-named, they, or at leaſt any three of them, are to

Number and Sign the ſame, and to Indent them from their Counterparts: and then deliver unto *Abraham De Peyſter*, Jun. Treaſurer of this Colony, or the Treaſurer for the time being, the exact Quantity hereby enacted to be Struck, being firſt Numbered and Signed as aforeſaid. And the ſaid Signers are at the ſame time to take an Oath on the Holy Evangeliſt, *That the Bills then delivered* in manner aforeſaid, *are all the Bills ſigned by them, by Virtue of this Act, and that they ſhall and will not ſign any more, unleſs Impowered thereto by Act or Acts of the General Aſſembly.* And if there ſhould happen to be any more Bills than the Value of the *Three Thouſand Pounds*, herein before-mentioned, all ſuch ſupernumerary Bills (whether ſigned or unſigned) are immediately to be burnt and deſtroyed (in the preſence of the Treaſurer) by the Signers aforeſaid, in whoſe Cuſtody the Counter-parts are to remain, to be made uſe of for Comparing or Examining of Bills, as occaſion may Require.

The Signers Oath.

And whereas it may reaſonably be Concluded, that of the Bills of Credit made Current by the three ſeveral Acts herein before mentioned, a conſiderable Quantity has already been loſt, either by accident or otherwiſe, and that ſtill a farther Quantity will be loſt before the expiration of the Time and Times appointed by thoſe Acts, for the Total Cancelling and Dectroying of them, reſpectively, and the advantage accruing by ſuch loſs Redounding ſolely to the benefit of this Colony, *Be it Enacted by the Authority aforeſaid*, That all the whole Charge which ſhall ariſe upon the Bills of Credit, hereby Enacted to be ſtruck, ſhall be paid and diſcharged in the ſame Bills of Credit, and no other, that is to ſay, To each of the Signers herein before named, the Value of *Twenty Pounds*, for each of their ſervices in Numbering, Signing, Indenting and Cancelling the ſame, and their Receipts ſhall be to the Treaſurer a good Voucher and Diſcharge, for ſo much as ſhall therein be mentioned and expreſt, not exceeding the Sums above mentioned. To *William Bradford*, for Printing the number of Nineteen Thouſand Four Hundred Bills with their Counter-parts, and furniſhing Pens and Ink to the Signers for ſigning the ſame, the Value of *Forty Pounds*, whoſe Receipt ſhall to the Treaſurer be a good Voucher and Diſcharge, for ſo much as ſhall therein be mentioned and expreſt, not exceeding the Sum above-mentioned. And to be Retained in the Hands of the ſaid Treaſurer, for his Trouble in Receiving the ſaid Bills, for making the *P*ayments above-mentioned, for Exchanging ſuch Torn, Ragged and Shattered Bills as are herein before mentioned, and for Cancelling the ſame, and Keeping Accounts thereof, after the Rate of *Nine Pence* on every *Pound* Value he ſhall, ſo as aforeſaid, Pay, Retain or Exchange, and of no other part thereof. *But be it further Enacted*, That if ſuch Bills as are preſumed have already, or will hereafter be loſt, as aforeſaid, ſhould happen to fall ſhort of the Charge and Sallary above-mentioned, the Deficiency thereof ſhall be made good, either out of any unappropriated Publick Money, which ſhall then be in the Treaſury, or by ſome other Proviſion to be made by the General Aſſembly for that Purpoſe. *And*

The Signers Reward for ſigning the Bills.

The Printers Reward for Printing the Bills.

The Treaſurers Reward for Paying, Exchanging, &c.

And be it further Enacted by the ſame Authority, That all the Reſidue of the Bills hereby enacted to be ſtruck, or ſuch part thereof as may be Requiſit or Demanded, ſhall by the Treaſurer be given in Exchange for ſuch Torn, Ragged and Shattered Bills, iſſued by Virtue of the aforeſaid Acts, as may occaſion diſputes or difficulties in Paying or Receiving of them, to all ſuch Perſon or Perſons as, from time to time, ſhall bring the ſame to him for that purpoſe: *Provided* ſuch Bills are otherwiſe good, and *Bona fide* ſtruck by Virtue of either of the Three Acts herein before-mentioned. And all ſuch Bills as ſhall be Exchanged in manner aforeſaid, ſhall by the Treaſurer not only be kept diſtinct from all other Bills, but alſo each ſort kept together, according to the reſpective Acts by Virtue of which they have been Struck and Iſſued.

The Treaſurer to exchange theſe Bills for thoſe Shattered & Torn.

And although the only end in Striking and Iſſuing Bills by Virtue of this Act, is for preventing Difficulties to, and Diſputes among the good Inhabitants of this Colony, It is nevertheleſs the true Intent and Deſire of the General Aſſembly, as well to prevent (as much as in them lies) that no Confuſion may be occaſioned by ſuch Relief, as to Support the Credit and good Reputation which all the Bills of this Colony have hitherto had, *Be it therefore further Enacted by the Authority aforeſaid*, That the Treaſurer ſhall, in all and every of the Bills (now Enacted to be ſtruck) which he ſhall Pay, Retain or Exchange in manner aforeſaid, make the following diſtinctions before he Iſſue the ſame, in the blank Oval herein directed to be printed in the Cyphering or Flouriſhing part thereof, that is to ſay,

How the Treaſurer ſhall diſtinguiſh the Bills he Exchanges.

In all thoſe he Pays to the Signers, and Printer, and Retains for his Trouble, to put in Figures the Year 1724.

In all thoſe that ſhall be Exchanged for Bills made Current by the firſt Act herein mentioned, to place in Figures the Year 1714.

In all thoſe to be Exchanged for Bills made Current by the ſecond Act herein mentioned, to ſet down in Figures the Year 1717.

And in all thoſe to be Exchanged for Bills made Current by the herein laſt mentioned Act, to write in Figures the Year 1720.

And as by this means it will appear what kind of Bills have been Exchanged, ſo thoſe Exchanged in lieu thereof, are gradually to be Cancelled and Deſtroyed in the ſame courſe and order as the original Bills would have been, if they had not been Exchanged.

And be it further Enacted by the ſame Authority, That the Signers herein before-named, ſhall at the ſeveral time and times, by the three before-mentioned Acts, or ſome or one of them, limitted and appointed for ſinking and deſtroying the Bills thereby, reſpectively, made Current, or at leaſt once every Year, meet at the Treaſury, and then and there examine to what Value Torn, Shattered and Ragged Bills have been Exchanged, in lieu of Bills ſtruck by Virtue of this Act. And the ſaid Signers, or the greater number of them then alive, are to make Diſtinction which ſort of Bills have been ſo Exchanged, and the Quantity and Vulue thereof, and accordingly to give unto the Trea-

The Signers to meet at the Treaſury and examine the Torn Bills, &c.

ſurer Certificates under their Hands, of the ſaid Quantity and Value, and to which of the ſaid three Acts the ſame belonged, and the time at which ſuch Examination was made. And the Treaſurer is at the ſame time to burn and deſtroy the Bills ſo Certified, in the preſence of the ſaid Signers, or the major part of them then alive. And all ſuch Certificates ſhall be to the Treaſurer good and ſufficient Vouchers and Diſcharges, for ſo much as ſhall therein be mentioned and expreſſed.

The time ſaid Bills ſhall be Current.

And be it Enacted by the Authority aforeſaid, That the Bills of Credit made Currrent by this Act ſhall be and continue as long Current, as any of the Bills of Credit now Current in this Province, by any Acts of the General Aſſembly thereof now in force, and ſhall be received in all Caſes whatſoever, by any Perſons within this Province, and be as effectually Current as any other Bills of Credit, made Current in this Colony, by any Act of the General Aſſembly of this Province. And the Perſon refuſing to take them in Payment for any Sum due, or hereafter to become due, or for any Contract already made, or hereafter to be made, or for any Conſideration whatſoever, for any Effects or Services, already delivered or performed, or hereafter to be delivered or performed, ſhall be liable, and is hereby made liable and ſubjected to all the Penalties and Forfeitures contained in any or all the Acts of the General Aſſembly of this Colony, at any time enacting and enforcing the Currency of Bills of Credit, as fully to all intents, conſtructions and Purpoſes whatſoever, as if the Words of all or any the Acts before ſaid, relating to the Bills of Credit, or enacting and enforcing the Currency of ſuch Bills of Credit in them mentioned, had been particularly expreſſed or tranſcribed, and hereby enacted, any thing in this Act or any other to the Contrary hereof in any wiſe notwithſtanding.

Penalty for refuſing the ſaid Bills.

Penalty for Counterfeiting ſaid Bills.

And be it Enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall preſume to Counterfeit any of the Bills of Credit made Current by this or any other Act of the General Aſſembly of this Province, or ſhall alter any of the ſaid Bills, made Current as aforeſaid, ſo that they ſhall appear to be of greater Value than by any of the ſaid Acts the ſame Bills ſo altered were enacted, ſigned and numbered to paſs Current for, or ſhall knowingly paſs any of the Bills aforeſaid, ſo Counterfeited or altered, every Perſon guilty of Counterfeiting or altering the ſaid Bills, as aforeſaid, ſhall be guilty of Felony, and Convicted of ſuch Counterfeiting or Altering, ſhall ſuffer Death accordingly, and not have the Benefit of Clergy. And every Perſon knowingly paſſing any ſuch Counterfeit or Altered Bill, and Convicted thereof, ſhall alſo ſuffer the Pains of Death without benefit of Clergy.

An Act for Settling and Regulating the Militia in this Province, and making the ſame Uſeful for the Security and Defence thereof, and for Repealing all other Acts relating to the ſame.

WHEREAS an orderly and well diſciplin'd Militia is juſtly eſteemed to be a great Defence and Security to the Wellfare of this Province, and very much for the Honour and Service of his Majeſty; in order therefore to make the ſame effectual to thoſe good Purpoſes, *Be it Enacted, and it is Enacted by the Authority of his Excellency the Governor, Council and Aſſembly*, That every Perſon from Sixteen to Sixty Years of Age, reſiding within this Province, ſhall within one Month after he ſhall arrive at the Age of Sixteen, and every Sojourner above the ſame Age, having reſided within this Province above one Month, ſhall enliſt himſelf with the Captain, or in his abſence, with the next Commanding Officer in the Troop of Horſe in the County where he dwells or ſojourns, or in ſuch Company of Foot whoſe Captain, or other next Officer Commands in the Ward, Townſhip, Burrough, Mannor or Precinct where ſuch Perſon ſhall reſide or ſojourn, under the Penalty of *Twenty Shillings*, and *Twenty Shillings* for every Month that ſuch Perſons ſhall remain ſo Unliſted, after Notice given. And all Captains of Troops of Horſe, and Companies of Foot in the ſeveral Cities, Borroughs, Townſhips, Mannors and Precincts of this Province, are hereby commanded to take due care to Enliſt all Inhabitants and Sojourners from Sixteen to Sixty Years of Age, which Age is, in caſe of doubt, to be proved by the Oath of the Perſon whoſe Age is in queſtion, or the Oath of his Parent, or ſome other Credible Witneſs, taken by the Officer before whom the diſpute ſhall happen to be, who ſhall adminiſter the ſame in the words following,

All above Sixteen to Sixty years of age to liſt themſelves in one Month.

I A. B. *do Swear upon the Holy Evangeliſt of Almighty God, that* C. D. *ſummoned before Captain* E. F. *in order to be enliſted, is* ---- *Years old, and no more nor leſs, according to the beſt of my Knowledge.* So help me God.

Which Oath being duly adminiſtred by the Captain or other Officer who hath ſummoned ſuch Perſon before him, in order to be enlifted, and it appearing that he is over Sixty or under Sixteen, he ſhall be for that time diſmiſſed.

And be it Enacted, That all Captains of Troops of Horſe and Companies of Foot, ſhall within one Month from the Publication of this Act, provide for their Companys and Troops, Drums and Trumpets, Colours and Banners, and Drummers and Trumpeters at the proper Charge of their reſpective Captains of Troops and Com-

Captains to provide Drums, Trumpets, Colours and Banners.

panies, under the Penalty of *Ten Pounds*, and *Ten Pounds* for every Month ſuch Captain ſhall remain unprovided thereof. And the Collonels or Commanding Officers of all Regiments, Troops or unregimented Companies within this Province, ſhall twice every Year, at the leaſt, iſſue out their Warrants to their Inferior Officers, or to the Marſhal (where ſuch Officer ſhall be by this Act appointed) Commanding him or them to make diligent Search and Enquiry in their ſeveral Precincts, that all Perſons be duely Liſted, Armed and Equipped, and to return to them the Names of ſuch Defaulters as he or they ſhall find, to the end they may be puniſhed according to this Act. And if any Collonel of a Regiment, or in his abſence the next Commanding Officer, or any Captain or Commanding Officer of a Troop of Horſe, or unregimented Company ſhall neglect his Duty herein, he ſhall Forfeit the Sum of *Twenty Pounds*, for ſuch his Neglect or Omiſſion.

Enquiry to be made that all Perſons be liſted, armed, &c.

Penalty on Officers for Neglect of their Duty.

And be it further Enacted, That once every three Months, or oftner as occaſion ſhall require, and Command be given by the Captain General, or Commander in Chief, for the time being, the ſeveral Companies in each Regiment, and the Troops of Horſe and Unregimented Companies of the ſeveral Counties, ſhall meet at the moſt convenient places therein, to be appointed by the reſpective Officers, to be then and there Muſtered and Exerciſed. And that every Soldier belonging no the Horſe, ſhall at Time and Place Commanded, appear and be provided with a good ſerviceable Horſe, not leſs than Fourteen Hands high, covered with a good Saddle, Holſters, Houſing, Breſt-Plate and Crupper, a caſe of good Piſtols, a good Sword or Hanger, half a Pound of Powder, and twelve ſizable Bullets, a good Hat laced with Silver Lace, a black Bag or Ribbon for the Hair or Perruke, a Scarlet Coat trimmed with Silver, a pair of large Boots, with ſuitable Spurs and a Carbine well fixed, with a good Belt, Swivel and Bucket. *Provided*, that ſo much hereof as relates to the Apparel of Troopers ſhall extend to the City and County of *New-York* only. And for a conſtant ſupply of Troopers in each City and County of this Province, where Troops of Horſe have been or are in being, whenſoever it ſhall happen by Death, or otherwiſe, that there are fewer Troopers in number than Fifty in one Troop, the Collonel or other Commanding Officer of the Regiment of Foot in the County where the ſame ſhall happen, ſhall preſent double the number of ſuch are as dead or wanting, being Perſons fit for the Horſe Service, and of ability to Equip themſelves for the Horſe Service, according to the Regulations of this Act, except as is herein before excepted, of which fitneſs and ability the Captain General to approve, or direct a Return to be made anew, until he ſhall approve of the Perſons preſented, and that the Troop be compleatly filled, out of the Regiment of Foot of ſuch City or County, at the diſcretion of the Captain General or Commander in Chief, for the time being, who from time to time, as there is occaſion, may liſt and order ſo many of them, ſo preſented, to be of the ſaid reſpective Troops,

The Times & Places that the Troops & Companies are to meet, and how equipped.

How the Troop ſhall be ſupplyed in caſe of Death,

as

as may compleat the number of Fifty, beſides Commiſſionate Officers, or may order the Captain, or other Officer of any or either of the ſaid Troops, to do the ſame on his behalf, and in his ſtead, the reſidue of the Men ſo preſented to continue Soldiers on Foot. And every Perſon ſo preſented and ordered by the Captain General or Commander in Chief, for the time being, or by any Perſon in his ſtead, to be Inliſted in any Troop of Horſe, is hereby obliged to provide himſelf with all neceſſary Equippage, proper Arms and Ammunition, Horſe and Clothing, as above ſet forth, except as is herein before excepted, and is hereby obliged to ſerve in ſaid Troop, under the Pain and Penalty of *Ten Pounds*. And in caſe any Trooper, after being inliſted, ſhall neglect or refuſe to appear, he ſhall for every ſuch Offence, forfeit the Sum of *Twenty Shillings* for the firſt default in not appearing, for the ſecond default *Thirty Shillings*, and for the third default *Forty Shillings*, and for every default after the third, *Forty Shillings* until he doth appear. For want of a ſizable Horſe, *Ten Shillings*, and for want of each or either of the Articles of the Troopers Furniture, the Sum of *Five Shillings*; *Provided*, That all the Penalties on one Perſon, for the defaults of one day, do not exceed the Sum of *Forty Shillings*. And every Trooper or Soldier belonging to the Horſe, ſhall always have at his Habitation or Place of Abode, Two Pound of fine Powder, and Six Pound of ſizable Bullets, on Penalty of *Ten Shillings* for every Default.

Penalty on Troopers not appearing, & for not being duly Equipt.

And be it Enacted by the Authority aforeſaid, That every Foot Soldier in any the Regiments or Companies of Foot, in this Province, ſhall be provided with a good well fixed Muſquet or Fuzee, a good Sword, Belt and Cartridge-Box, ſix Cartridges of Powder, and ſix ſizable Bullets, and ſo provided ſhall appear when and where required upon Penalty of *Ten Shillings*, in the City and County of *New-York* and *Albany*, and in every other County upon the Pain of Forfeiture of *Five Shillings*. For each Muſquet or Fuzee not well fixed, or for want of a ſufficient Sword, Belt or Cartridge-Box, ſhall forfeit *One Shilling*, and the ſame for want of each Cartridge or Bullet, the whole Penalty for the default of one Perſon, for one day, not to exceed *Twenty Shillings*, and the ſufficency of the Muſquet or Fuzee, Sword, Belt and Cartridge-Box, to be judged of, and determined by the Captain of each Company. And every Foot Soldier ſhall, at his Habitation or place of Abode, have One Pound of good Powder, and three Pound of ſizable Bullets, upon Penalty of *Ten Shillings* for each Soldier of Foot. And if any Soldier of Horſe or Foot ſhall refuſe to ſhew to his Captain or Perſon ſent by him, or other Officer for that purpoſe by this Act appointed, all or any of the Equippage, Furniture or Ammunition here mentioned, he ſhall be deemed and eſteemed to be Unprovided thereof, and ſhall be Puniſhed accordingly.

Penalty on Foot Soldiers for not being duly Equipt.

And it is Enacted by the Authority aforeſaid, That upon Notice given of a general Muſter, or of the Review, or Appearance in the Field of any particular Troop or Troops, Company or Companies, no

Soldiers not to go out of Town without leave.

no Perſon whatſoever, liſted in Horſe or Foot, in manner aforeſaid, ſhall with-draw himſelf from that Service, or go out of Town, without having firſt acquainted his Captain or other Superior Officer there-with, and without his Leave or Authority ſo to do, under the Penalty of *Ten Shilliags*. And no Commiſſion-Officer ſhall remove himſelf out of Town, or with-draw from the Service, without Leave from his Superior Officer, under Penalty of *Twenty Shillings*. And no Serjeant, Corporal or Drummer, whether of Horſe or Foot, ſhall abſent themſelves, in manner afore-ſaid, under Penalty of *Twelve Shillings*.

Night Watch and Ward.

And Whereas upon certain Emergencies it may be found neceſſary to keep Military Watch and Ward in ſome part or parts of this Province, *Be it Enacted*, That it ſhall and may be lawful for any Perſon or Perſons liſted in any Regiment or Troop of this Province to put a well Armed Man in his or their Room, who, if approved of by the Captain of the Guard, ſhall ſupply his or their Abſence. *Provided always*, That the Commiſſion-Officers, in their Turns, be Obliged to Mount the Guard in their Proper Perſons.

Penalty for refuſing to be Serjeant, &c.

And it is hereby further Enacted, That no Perſon or Perſons, thereto required by their Superior and Proper Officer, ſhall refuſe to be Serjeant, Corporal or Drummer, in any Troop or Company, under the Penalty of *Forty Shillings*.

Articles of War to be Eſtabliſhed, and read four times a Year.

And be it further Enacted, That ſuch Articles of War as the Captain General or Commander in Chief, for the time being, with a general Council of Officers, ſhall make and eſtabliſh, ſhall by Authority of this Act, have full Force, Virtue and Effect, for the Puniſhment of all Offenders againſt this Act, and ſaid Articles or any thing therein contained, and all Officers and Soldiers of the Militia, Horſe or Foot, within this Province, during ſuch time as they or any of them are under Arms in the Field, or upon Watch and Ward, or other Duty, they and every of them ſhall duly obſerve and keep all and every the Articles of War, ſo as aforeſaid eſtabliſhed, and ſhall pay due Obedience to his and their Superior Officer and Officers, and all his or their lawful Commands. And all the Collonels of the ſeveral Regiments, Captains of Troops of Horſe and Unregimented Companies of Foot, or other the next Officers, in their abſence, are to give out true Copies of ſaid Articles, by them attefted, or by one Field-Officer at the leaſt, unto the reſpective Officers under them, that the ſame may be publickly Read four times in every Year, at the Head of every Regiment, unto the Soldiers, while they are in Arms, that all perſons enliſted may the better and know obſerve their ſeveral Duties. And if it ſhall happen that any Officer or Soldier ſhall at any time whatſoever, whether under Arms upon Duty or otherwiſe, Maliciouſly Abuſe, Affront, take Revenge of, or endeavour by force to take Revenge for any Matter or Thing by his or their Superior Officer lawfully done in purſuance of his or their Duty, or of any thing contained in this Act, the ſaid Officer or Soldier ſhall be brought before a Court Martial, and ſhall be Tryed for

penalty on Soldiers for taking Revenge on their Officers,

for the ſame, according to the courſe of the ſame Court, and ſhall be Puniſhed according to the true intent and meaning of the Articles of War; *Provided always*, That ſuch Puniſhment ſhall not extend to the loſs of Life of Limb. *And it is hereby further Provided*, That until ſuch time as the afore-mentioned Laws and Articles of War are eſtabliſhed by the ſaid general Court Martial, every Solder under Arms, that ſhall not give due Obedience to his Superior Officer, ſhall forfeit the Sum of *Ten Shillings* for each Offence, and if any Perſon enliſted to ſerve either in Horſe or Foot, and appearing under Arms during ſuch appearance, ſhall refuſe or neglect to perform ſuch Military Duty as ſhall be required from him, or ſhall depart from his Colours or Guard with his Arms, without leave from ſuch Officer, he ſhall forfeit the Sum of *Twenty Shillings*, and ſhall be committed by Warrant from the Captain or Commanding Officer, there preſent, of the Company or Troop to which ſuch Offender doth belong, to the next Goal, till the ſaid *Twenty Shillings* be paid, with the Priſon Charges; and the Sheriff of each City and County is hereby impowered to take ſuch Offender or Offenders into Cuſtody by Virtue of the Officers Warrant under his Hand and Seal, and him or them to keep in ſafe Cuſtody until ſuch Fine and Fees be paid. *Provided always*, That in caſe of a Military Watch or Night Guard, where a Captain doth not Command in Perſon, the Warrant of Diſtreſs or Warrant of Impriſonment granted by an Inferior Officer, who did Command the Guard or Watch, ſhall be of the ſame Authority againſt all Offenders, as if the ſame Warrant were iſſued by the Captain, any thing in this Act to the Contrary thereof in any wiſe notwithſtanding.

Penalty for not performing Military Duty.

Sheriffs to take Offenders into Cuſtody.

And be it Enacted by the Authority aforeſaid, That once every Year, or oftner, if thereunto required, each particular Captain ſhall give to his Collonel or Field-Officer, and the Collonel or Field-Officer, and the Captains of Unregimented Troops and Companies, to the Captain General or Commander in Chief, for the time being, fair written Rolls of their reſpective Regiments, Troops and Companies. And if any Collonel or Inferior Officer ſhall refuſe or neglect to obey the lawful Commands of his Superior Officer, he or they ſhall be *Puniſhed* by Fine, Caſheering or other Puniſhment, according to the diſcretion of the Court Martial aforeſaid, which Court the Captain General or Commander in Chief is to eſtabliſh. And the Orders of the ſaid Court are hereby declared to be binding in all Military Acts. And if any Perſon be Wounded or Diſabled upon any Invaſion, or in any other Military Service, he ſhall be taken care of, provided for, and maintained out of the Publick Revenue of the Province. And if any Perſon ſhall be Sued, Moleſted or Impleaded for any thing lawfully done and commanded to be by him done, in the Execution and Performance of this preſent Act, he ſhall plead the General Iſſue, and give this preſent Act in Evidence, and ſhall thereupon, if found for him, Recover treble Coſts of Suit.

Fair written Rolls of each Regiment and Troop to be given to the Cap. General.

Soldiers wounded in Service to be provided for.

How the Fines ſhall be diſpoſed of.

And be it Enacted by his Excellency the Governour, Council and Aſſembly, and it is Enacted by the Authority of the ſame, That the ſeveral Fines, Penalties and Forfeitures in this Act mentioned, ſhall be levyed, recovered and diſpoſed of as followeth, that is to ſay, That all ſuch Forfeitures as do relate to any Perſon under the degree of a Captain, ſhall be adjudged by, and be taken to the reſpective Captains, to defray the Charges of their Troops and Companies, and to be levyed before the next Exerciſing Day, by Diſtreſs and Sale of the Offenders Goods by the Captains Warrant, directed to the Serjeant or Corporal of the Company, wherein ſaid Offence was committed, (except as is hereafter excepted,) But if the Offender be a Servant or under his Parents care, then in ſuch caſe the Maſter's or Parent's Goods ſhall be liable to ſuch Diſtreſs and Sale, as aforeſaid, till Satisfaction be made. And if any Serjeant or Corporal ſhall refuſe to execute

Penalties on Officers for not levying the Fines.

ſuch Warrant ſo to him directed, ſuch Serjeant or Corporal ſhall, for every ſuch Offence, Forfeit for the uſes above-mentioned, the Sum of *Forty Shillings* to be levyed in manner before expreſſed, by ſuch other Officer, Serjeant or Corporal as ſuch Warrant ſhall be directed to. And for all other Penalties and Forfeitures in this Act mentioned, the ſame ſhall be levyed by Diſtreſs and Sale of the Offenders Goods, by Warrant from the Captain General or Commander in Chief, for the time being, or of the Chief Field-Officers where ſuch Offenders are, one half to the Captain General, one other half to the Chief Field-Officer of that Regiment in the City and County where the Offence is committed. And if the Fines that relate to Perſons under the degree of a Captain, ſhall not amount to a Sum ſufficient to defray the Charges of Captains of Troops and Companies, that then what is wanting ſhall and may be levyed upon the ſeveral Soldiers, equally, by Warrant of the Collonel or Chief Officer of the Regiment, Troops or Companies; and if no Goods are to be found whereon to diſtreſs, the Perſon Offending is to be ſent to the next Goal, there to remain till Satisfaction be given,

Fees allowed for levying the Fines.

and the Priſon Fees paid. And the Serjeants, Corporals or Clerk of the Regiment are to reſerve to themſelves, out of each Diſtreſs or Forfeiture, the Sum of *Three Shillings* for executing each Warrant from their Captain, or other Superior Officer, where ſuch Diſtreſs is not otherwiſe by this Act diſpoſed of.

And whereas the Collonel, and other Chief Officers of the Regiment of Foot and Troop of Horſe in the City of *New-York*, have found by experience that the ſeveral Corporals and Serjeants of ſaid Regiment and Troop, who are often conſiderable Tradeſmen, do loſe much time, and are too long taken from their Shops or other neceſſary Care, by levying the Fines and Forfeitures by this Act

A Marſhal to be appointed.

impoſed, *Be it therefore Enacted, and it is Enacted by the Authority aforeſaid*, That there ſhall be one Marſhal in the City and County of *New-York*, appointed by Warrant from the Commander in Chief or Captain General, for the time being, who ſhall have full Power by Virtue of a Warrant directed to him, as occaſion ſhall require,

from

from the Captain General, Collonel or other Officer of ſaid Troop or Regiment, to Diſtrain and Levy any or all the Fines and Forfeitures in this Act mentioned, to be levyed or recovered by Diſtreſs, reſerving to himſelf out of every Diſtreſs for his Fee or Reward, one full third part of ſuch Diſtreſs, not exceeding *Ten Shillings*, and for every Diſtreſs exceeding *Ten Shillings* the Sum of *Six Shillings*, and the remainder of ſuch Diſtreſs to be paid to the Officer by whom ſuch Warrant was iſſued, in manner and form as is by this Act intended. And every Officer iſſuing ſuch Warrant, ſhall iſſue the ſame in manner and form following,

To A. B. Marſhal of the Militia of the City and County of *New-York*.

Form of a Warrant of Diſtreſs.

By Virtue of an Act of General Aſſembly of this Province, entituled, An Act for Settling and Regulating the Militia in this Province, and for making the ſame Uſeful for the Security and Defence thereof, and for Repealing all other Acts relating to the ſame, *You are hereby Required and Commanded to levy by Diſtreſs upon the Goods and Chattels of* C. D. *the juſt and full Sum of* - - - - -, *and you are to have the ſame Sum before me on* - - - *which will be the* - - - - *Day of* - - - - -, *And in caſe you ſhall find no Effects whereon to levy the Diſtreſs hereby directed to be levyed, you ſhall take the Body of him the ſaid* C. D. *and him ſafely convey to the common Goal of the City of* New-York, *there to remain until the ſame with the Priſon Fees be fully paid and anſwered. And for your ſo doing this ſhall be your ſufficient Warrant. Witneſs my Hand and Seal this* - - - - *Day of* - - - *in the* - - - - *Year of His Majeſty's Reign,* Annoq; Domini

And this Warrant, and the Execution thereof, by the Marſhal of the Militia in the City and County of *New-York*, ſhall be good in Law, and of full Force and Virtue to all Intents and Purpoſes in this Act mentioned, any thing in this Act to the contrary thereof in any wiſe notwithſtanding.

No Gun to be fired or Drum beaten after 8 a Clock at Night, unleſs in caſe of an Alarm.

What ſhall be taken for an Alarm.

And be it further Enacted by the Authority aforeſaid, That no Perſon whatſoever do preſume to fire any ſmall Arms after Eight of the Clock at Night, unleſs in caſe of Alarm or Inſurrection, in which Caſe four Muſquits or ſmall Arms, diſtinctly fired, or where great Guns are, the firing of one great Gun and two Muſquits or ſmall Arms diſtinctly, and beating of a Drum, ſhall be taken for an Alarm, which ſhall be continued along, from place to place, throughout the Province. And every Perſon that ſhall neglect his Duty in taking and forwarding the Alarm, by Firing and Beating Drum, as aforeſaid, or that ſhall fire Arms after Eight a Clock at Night, ſhall be Fined or Puniſhed at the diſcretion of a Court Martial, not extending to Life or Limb. And in caſe of an Alarm, every Soldier is immediately to repair Armed to his Colours or Parade, on Penalty of *Five Pounds*, which Parade ſhall be underſtood to be the Habitation of his reſpec-

tive Captain, unleſs it ſhall be otherwiſe ordered and appointed. And for the better prevention of falſe Alarms, no Captain, Maſter or Commander of any Ship or Veſſel, riding at Anchor in any of the Rivers, Harbours or Bays of this Province, nor any other Perſon ſhall fire any Gun, or beat any Drum after Eight of the Clock at Night, under Penalty of *Four Pounds*, for every Gun ſo fired, or Drum beaten, to be levyed by Warrant as afore directed, from the Chief Officer of the Regiment next adjoining, not under the degree of a Captain, who is hereby impowered to have Juriſdiction thereof, and to Adminiſter an Oath, and give Judgment thereupon, and to direct Diſtreſs and Sale of the Offenders Goods, and for want of ſuch Diſtreſs the ſaid Chief Officer is impowered to commit ſuch Offender to Goal, there to remain until Payment be made of the ſame. And the Captain, Commander or Maſter of any Veſſel from whence ſuch Gun or Guns ſhall be fired, ſhall be deemed and underſtood to be the Offender in this reſpect. And in caſe the Chief Officer of the Regiment, or Captain aforeſaid, ſhall not perform his Duty herein, he ſhall Forfeit *Ten Pounds*, to be levyed by Warrant from the Captain General or Commander in Chief for the time being.

Penalty on Maſters of Veſſels for firing Guns after 8 at Night,

And it is further Enacted, That all Drummers and Trumpeters lately in Service, or that ſhall be put in Service by the ſeveral Captains, during Pleaſure, ſhall ſerve upon the Sallary of *Forty Shillings per Annum* for a Trumpeter, and *Twenty Shillings per Annum* for a Drummer, finding their Trumpet or Drum, and *Twenty Shillings* for a Trumpeter, and *Ten Shillings* for a Drummer, if the Captain do provide the Drum or Trumpet, and each Drummer or Trumpeter refuſing to Serve, to Forfeit *Forty Shillings*, to be levyed in manner aforeſaid. And it is to be obſerved that all the Members of His Majeſties Council, Juſtices of the Peace, High-Sheriffs, Coroners and other Civil Officers of His Majeſties Government in this Province, and all Officers of Courts, Miniſters, School-Maſters, and all Phyſitians and Surgions ſhall be free from being liſted in any Troop or Company within this Province. And neither this Act nor any thing therein contained, ſhall be conſtrued or taken to allow any Indian or Negro Slave to be liſted, or to do any Duty belonging to the Militia in this Province, unleſs it be to be Drummers, Trumpeters or Pioneers. And to prevent Malitious and Vexatious Suits and Proſecutions, upon any Clauſe in this Act contained, it is hereby directed that no Perſon or Perſons whatſoever ſhall be Sued or Moleſted, or his Goods or Chattels liable to Diſtreſs, for any Offence againſt this Act committed, unleſs Proſecution of the ſame be made within three Months after the Offence committed, and not at any time thereafter.

Drummers & Trumpeters Fees.

Who are excepted from ſerving in the Militia,

And it is hereby Enacted, That no Commiſſion Officer of the Militia of this Province, legally Superceded, ſhall afterwards be obliged to do the Duty of a private Soldier, unleſs he be Caſheered by a Court Martial for Cowardiſe, or ſome other notorious Offence, whereupon he ſhall be obliged to do the Duty of a Pioneer or Drummer, nor

Commiſſion Officers that are ſuperceded to be free of Duty except in caſe of Cowardiſe, &c.

ſhall

ſhall it be in the Power of any Commiſſion Officer to throw up or quit his Commiſſion, in order to be made free from the Duty of a private Soldier, until he have ſerved in Commiſſion fifteen Years at the leaſt, any thing in this Act to the contrary thereof in any wiſe notwithſtanding.

And be it Enacted, That upon any Warrant directed to the Marſhal of the Militia of the City and County of *New-York*, from any Officer hereby impowered to iſſue the ſame, directing ſaid Marſhal to take and convey any Perſon or Perſons, offending againſt this Act, to the Common Goal of the ſaid City, the Keeper of ſuch Goal ſhall be and is hereby obliged, under the Penalty of *Ten Pounds*, to be paid to ſuch Perſon as ſhall ſue or inform for the ſame in any Court of Record in this Province, to receive ſuch Perſon or Perſons, ſo brought to ſuch Goal by ſaid Marſhal, and him or them to hold and ſafely keep, until the Officer iſſuing ſuch Warrant ſhall certifie to ſaid Keeper under his Hand and Seal, that ſuch Perſon or Perſons has or have made made full Satisfaction in the Premiſes. And the High-Sheriff of the City and County of *New-York*, ſhall be paid by every Perſon ſo committed or ſent to Goal, the ſame Fees as he ſhould have on any Arreſt or Impriſonment in any other Caſe whatſoever, beſides *Twelve Pence* in the *Pound* out of the Forfeiture of every Perſon ſo committed.

The High-Sheriff of New York to receive into Cuſtody Offenders brought to him by the Marſhal.

And be it further Enacted, That ſaid Marſhall before he ſhall enter upon the Execution of his Office, or any part thereof, ſhall give Security to the Captain General, for the due and faithful Execution thereof, in which any Field-Officer of the Regiment, or the Commander or Captain Lieutenant of the Troop, may, when it ſhall to them or either of them ſeem neceſſary, ſend one or more Men to his Aſſiſtance.

The Marſhal to give ſecurity for performance of his Office.

And be it Enacted, That nothing in this Act contained ſhall be intended or conſtrued to derogate from, or in any ways leſſen or diminiſh the Powers or Authorities, Lodged and Veſted in the Captain General or Commander in Chief, by His Majeſties Letters Patents, Commiſſion or other Power whatſoever, any thing in this Act contained to the contrary thereof in any wiſe notwithſtanding.

The Captain General's Power not leſſened by this Act.

And be it Enacted by the Authority aforeſaid, That all other Acts heretofore made, relating to the Militia of this Province, are hereby Repealed, vacated, annulled and made of no Effect, and are become Null and Void, to all intents and purpoſes whatſoever, and this Act to be and remain in force for the Term and Space of Three Years, from the Publication thereof, and to the end of the next Seſſion of General Aſſembly following the ſame, and no longer.

All former Militia Acts Repealed.

An Act for the Fortifying of the City of *Albany.*

WHereas the Fortifications of the City of *Albany* are at preſent in a very bad Condition, moſtly decayed and entirely out of Repair, and it being highly neceſſary that the ſaid City be ſpeedily Fortified in the beſt manner the Condition and preſent Circumſtances of the Inhabitants of the ſaid City and County will admit of, *Be it therefore Enacted by his Excellency the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame,* That the Mayor, Aldermen and Juſtices of the Peace of the ſaid City and County, or the major part of them, for the time being, are hereby Required and fully Authorized and Impowered on the firſt Tueſday of *October*, in this preſent Year of our Lord One Thouſand Seven Hundred and Twenty Four, and at ſuch other Time and Times thereafter, during the Continuance of this Act, to meet in the City-Hall of the ſaid City, and then and there give directions for the Erecting, Building and compleatly Finiſhing of Seven new Block-Houſes, beſides the Two now already Built, and that in ſuch convenient Place and Places in the ſaid City, as unto the ſaid Mayor, Aldermen and Juſtices, or the major part of them, by and with the Advice and Approbation of his Excellency the Governour, ſhall ſeem meet and convenient, ſo that the ſame be compleatly Made on or before the firſt day of *October*, which ſhall be in the Year of our Lord One Thouſand Seven Hundred and Twenty Six, and that in ſuch manner and form as is herein after directed, that is to ſay, Five of the ſaid Block-Houſes to be made and compleatly Finiſhed on or before the firſt day of *October*, which ſhall be in the Year of our Lord One Thouſand Seven Hundred and Twenty Five, and the other two on or before the firſt day of *October*, in the Year of our Lord One Thouſand Seven Hundred and Twenty Six, as aforeſaid.

Time for the Magiſtrates to meet and give directions for building ſeven Block-Houſes

And be it further Enacted by the Authority aforeſaid, That four of the ſaid Block-Houſes ſhall be made, erected and compleatly finiſhed at the proper Coſt and Charges of the Inhabitants, Freeholders and Sojourners of the ſaid City of *Albany*, one other thereof at the proper Coſt and Charges of the Inhabitants, Freeholders and Sojourners of *Caniſtigioene*, and thoſe living to the Northward of the Mannor of *Ranſelearwyck*, as far as the County extends, and the Inhabitants on the Weſt-ſide of *Hudſons River*, between the Mannor of *Ranſelearwyck* on the North-ſide of *Katskill*, in the ſaid County of *Albany*. An other thereof at the proper Coſt and Charges of the Freeholders, Inhabitants and Sojourners of the Mannor of *Ranſelearwyck*, including the Precinct called *Claverack*, in the ſaid County. And the other Block-Houſe at the proper Coſt and Charges of the Freeholders and Inhabitants of *Kinderhoock*, the Mannor of *Livingſton*, and thoſe living to the Southward of *Katskill*, as far as the County extends.

The Times when the ſaid Block-Houſes are to be finiſhed, and at whoſe Charge.

And

And be it further Enacted by the Authority aforeſaid, That the ſaid Block-Houſes, and every of them are hereby directed to be Built of good ſquare Timber, and ſet upon Stone Foundations, and be of the Dimentions following, that is to ſay, Twenty two Foot Square below, and Twenty ſeven Foot ſquare above, the lower Story not leſs then Nine Foot, and not above Ten Foot high, and the Upper Story to the Roof, Six Foot high.

The Dimentions of ſaid Block-Houſes.

And be it further Enacted by the Authority aforeſaid, That the ſaid Mayor, Aldermen and Juſtices of the Peace, or the major part of them, are hereby Required to take effectual Care that five of the ſaid Block-Houſes be well and compleatly Built, Erected and Finiſhed in manner aforeſaid, on or before the firſt day of *October*, in the Year of our Lord One Thouſand Seven Hundred and Twenty Five. Two whereof to be made at the proper Coſt and Charges of the Inhabitants of the ſaid City of *Albany*, and Three thereof at the proper Coſt and Charges of the reſpective Inhabitants of the ſaid County of *Albany*, as herein before particularly mentioned, and the other Two Block-Houſes, to make up the number of Seven, as aforeſaid, be well and compleatly Built, Erected and Finiſhed, in manner aforeſaid, and at the proper Coſt and Charges of the Freeholders, Inhabitants and Sojourners of the ſaid City of *Albany*, on or before the firſt day of *October*, which ſhall be in the Year of our Lord One Thouſand Seven Hundred and Twenty Six.

The Times when the ſaid Block-Houſes ſhall be finiſhed,

And at whoſe Charge.

And be it further Enacted by the Authority aforeſaid, That for the better Defence of the ſaid City of *Albany*, that the ſaid Mayor, Aldermen and Juſtices of the Peace of the ſaid City and County of *Albany*, or the major part of them, for the time being, are hereby Required and fully Authoriſed and Impowered within Twelve Months next and after the Block-Houſes by this Act directed to be made, in manner aforeſaid, ſhall be reſpectively Built and compleatly Finiſhed, to cauſe to be erected and made a certain Fence towards incloſing the ſaid City of *Albany*, to reach from Block-Houſe to Block-Houſe, and that in manner and form following, that is to ſay, That at the Diſtance of Eight, and not exceeding Ten Foot, good and ſubſtantial White-Oak Poſt be ſet into the Ground, not leſs than three Foot deep, and of the length of Ten Foot above the Ground, and that that part of them which is to be ſet into the Ground, be firſt well burned and hardened, to the end they may laſt longer in the Earth, and that ſuch part of them as is to be above Ground, be well and ſufficiently Hewed and Squared; and that of the two ſides, oppoſite thereof to each other, there be cut and worked out a Rabbit not leſs then three Inches deep, and two and a half Inches wide, and that Planks of the length the Poſts aforeſaid, ſtand aſunder, of good Pitch Pine, of the thickneſs not leſs then two Inches and a half, or good White-Oak Plank of the ſame thickneſs, be exactly fitted in and betwixt the ſaid Rabbits, to the highth of Ten Foot. And that for the Preſervation of the ſaid Work, and that all may be bound firm and ſtanch together, there be made Tennants on all the

A Fence to be made to incloſe the City of Albany.

The manner how the Fence ſhall be made.

ſaid Poſts, and good long Wall Plates mortaſed, anſwerable to the ſaid Tennants, and then well and ſufficiently pinned together, and if neceſſary, the ſaid Planks between the Rabbits aforeſaid, well and ſufficiently Pinned, or ſo many thereof, as unto the ſaid Mayor, Aldermen and Juſtices, or the major part of them, for the time being, ſhall be thought fit and neceſſary.

Supervizers of the Work.

And be it further Enacted by the Authority aforeſaid, That it ſhall and may be Lawful to and for the ſaid Mayor, Aldremen and Juſtices, or the major part of them, for the time being, to appoint ſuch Perſon or Perſons to ſuperviſe and direct the Work-men to be imployed by them for the making the Work aforeſaid, as to them, in their diſcretion, ſhall ſeem meet and convenient.

150 l. to be raiſed. And

And be it further Enacted by the Authority aforeſaid, That it ſhall and may be Lawful to and for the ſaid Mayor, Aldermen and Juſtices of the Peace of the ſaid City and County of *Albany*, or the major part of them, for the time being, and they are hereby Authoriſed and directed to Raiſe the Sum of *One Hundred and Fifty Pounds*, Current Money of this Province, on the Eſtates, Real and Perſonal, of all and every the Inhabitants, Freeholders, Reſidents and Sojourners within the ſaid City and County, to be by them Employed for and towards the buying Plank and other Materials for the Building the ſaid Incloſure, and the Paying of the Work-men to be Imployed for that purpoſe, and for no other Uſe and Purpoſes whatſoever, and that at the Times and in the Proportions following,

The Times when it ſhall be raiſed.

That is to ſay, The Sum of *Fifty Pounds* Current Money aforeſaid, part of the ſaid *One Hundred and Fifty Pounds*, to be paid by the Freeholders, Inhabitants and Sojourners of and in the ſaid City of *Albany*, on or before the firſt Tueſday of *June*, in the Year of our Lord One Thouſand Seven Hundred and Twenty Seven. And the Sum of *Twenty Five Pounds*, Current Money aforeſaid, part of the ſaid *One Hundred and Fifty Pounds*, to be paid by the Freeholders, Inhabitants and Sojourners of and in the ſaid County of *Albany*, on or before the firſt Tueſday of *June*, in the ſaid Year of our Lord One Thouſand Seven Hundred and Twenty Seven. And the Sum of *Fifty Pounds*, Current Money aforeſaid, part of the aforeſaid *One Hundred and Fifty Pounds*, to be paid by the Freeholders, Inhabitants and Sojourners of and in the ſaid City of *Albany*, on or before the firſt Tueſday of *June*, in the Year of our Lord One Thouſand Seven Hundred and Twenty Eight. And the Sum of *Twenty Five Pounds*, Current Money aforeſaid, being the remainder of the ſaid *One Hundred and Fifty Pounds*, to be paid by the Freeeholders, Inhabitants and Sojourners of and in the ſaid County of *Albany*, on or before the firſt Tueſday of *June*, in the Year of our Lord One Thouſand Seven Hundred and Twenty Eight.

And for the more eaſy and effectual Raiſing and Levying the reſpective Sum and Sums of Money impoſed by this Act on the Time and Times herein limited and appointed, *Be it Enacted by the Authority aforeſaid*, That it ſhall and may be Lawful to and for the ſaid Mayor,

Aldermen

Aldermen and Juſtices of the Peace of the ſaid City and County of *Albany*, or the major part of them, for the time being, and they are hereby Authoriſed, Impowered and Required to aſſemble in the City Hall of the ſaid City of *Albany*, or ſuch other Place and Places within the ſaid City, as unto them ſhall ſeem meet, on every ſecond Tueſday in the Months of *April* in the aforeſaid Years 1727, and 1728, and then and there cauſe to come before them, or the major part of them, as aforeſaid, the Aſſeſſors of the ſaid City and County, for the time being, and order them to Aſſeſs on the Eſtates, Real and Perſonal, of the Freeholders, Inhabitants, Reſidents and Sojourners of and in the ſaid City and County of *Albany*, reſpectively, the Sum and Sums of Money, reſpectively, Impoſed on them by Virtue of this Act, ſo that they return their Aſſeſſments under their Hands and Seals unto the ſaid Mayor, Aldermen and Juſtices, or the major part of them, for the time being, on every third Tueſday of the Month of *April*, in each and every of the Years aforeſaid. Upon which Return the ſaid Mayor, Aldermen and Juſtices, or the major part of them, are hereby Directed and Impowered to iſſue forth their Warrants to the reſpective Collectors of the ſaid City and County, for the Time being, to Collect the Sum and Sums ſo reſpectively Aſſeſſed, of and from all and every the Freeholders, Inhabitants, Reſidents and Sojourners in the ſaid City and County of *Albany*, ſo that they pay in the ſaid Sum and Sums ſo Collected in each reſpective Year, as aforeſaid, unto the Treaſurer of the ſaid County, or to ſuch other Perſon or Perſons as the ſaid Mayor, Aldermen and Juſtices, or the major part of them, ſhall appoint for that purpoſe, on or before every firſt Tueſday of *June*, in the Years aforeſaid, to be afterwards diſpoſed of for the Uſes herein before mentioned and expreſt, and not otherwiſe, by Warrant under the Hands and Seals of the ſaid Mayor, Aldermen and Juſtices, or the major part of them, for the time being. *Provided always*, That every Collector, reſpectively, be allowed *Nine Pence in the Pound* for his Trouble and Pains in Collecting and Receiving the ſame, and *Six Pence in the Pound* to the ſaid Treaſurer, or other Perſon ſo appointed, as aforeſaid, for his Pains and Care therein, to be aſſeſſed, levyed and paid, over and above the reſpective Sums aforeſaid.

The Mayor & Aldermen of the City of Albany to meet together and order the Aſſeſſors to aſſeſs the aforeſaid Sums of Money

And iſſue Warrants to the Collectors to Collect the ſame.

The Collectors and Treaſurers Fees.

And be it further Enacted by the Authority aforeſaid, That if any of the Aſſeſſors or Collectors of the ſaid City and County of *Albany*, for the time being, ſhall deny, neglect or unequally and partially aſſeſs, or refuſe to make ſuch Aſſeſſment, as by this Act is appointed, or ſhall deny, neglect or refuſe to Collect any Sum or Sums of Money, in form before mentioned, laid, taxed and aſſeſſed, and thereof be Convicted before any two Juſtices of the Peace of the ſaid City and County, who are hereby Required and Impowered to Hear and Determine the ſame, ſhall by Warrant under the Hands and Seals of two ſuch Juſtices of the Peace be committed to the Common Goal of the ſaid City and County, there to remain without

Penalty on Aſſeſſors & Collectors who neglect their Duty.

Bail or Mainprize till he and they ſhall make Fine and Ranſom for ſuch Contempt, as aforeſaid.

Diſtreſs to be made on Perſons refuſing to pay their Tax.

And be it further Enacted by the Authority aforeſaid, That if any Perſon or Perſons reſiding in the ſaid City and County of *Albany* ſhall refuſe, neglect or delay to pay the ſeveral Sum and Sums of Money appointed by this Act, and aſſeſſed in manner aforeſaid, for ſuch Perſon or Perſons to pay, upon demand made by the Collector of the reſpective Ward or Diſtrict of the ſaid City and County of *Albany*, where ſuch Perſon or Perſons ſhall dwell or reſide, it ſhall and may be Lawful to and for ſuch Collector, for Non-Payment thereof, to Diſtrain ſuch Perſon or Perſons ſo refuſing, delaying or neglecting, by his and their Goods and Chattles, and the Diſtreſs, ſo taken, to keep the ſpace of four Days, at the Coſt and Charges of the Owner thereof, and if the Owner or Owners thereof do not pay the ſaid Sum and Sums of Money, ſo diſtrained for, within the ſaid four days, then the ſaid Diſtreſs to be publickly Sold by the Collectors, for the Payment of the ſaid Money, and the Overplus coming by ſuch Sale (if any there be) over and above the Charge of taking, keeping and ſelling the ſaid Diſtreſs, to be immediately Reſtored to the Owner.

Penalty on Juſtices for neglect of their Duty.

And be it further Enacted by the Authority aforeſaid, That if any Juſtices of the Peace within the ſaid City and County of *Albany*, who are hereby required, impowered and authoriſed to take effectual Care that this Act be duly executed, according to the true Intent and Meaning thereof, ſhall deny, refuſe, neglect or delay to do, perform and Execute all or any of the Powers, Duties and Authorities by this Act required of him or them to be done, and ſhall thereof be lawfully Convict before any of his Majeſties Courts of Record within this Colony, he or they ſhall ſuffer ſuch Pains, by Fine and Impriſonment, as by the diſcretion of the Juſtices of the ſaid Courts ſhall be adjudged.

Schenectady Excepted from paying any part of this Tax.

Provided always, and it is hereby further Enacted by the Authority aforeſaid, That the Freeholders and Inhabitants of the Town of *Schenectady* within the ſaid County of *Albany*, and every of them, be, and hereby are Exempted from the paying of any Sum or Sums of Money impoſed by this Act, and be alſo and hereby are exempted from the making or Contributing to the making of all or any of the Block-Houſes by this Act directed to be made and erected, any thing herein contained to the contrary hereof in any wiſe notwithſtanding.

Penalty if ſaid Block-Houſes are not built at the Times limitted by this Act.

And to the End all and every of the Block-Houſes by this Act directed to be Built, be actually Erected and compleatly Finiſhed at the reſpective Time and Times hereby limitted, *Be it further Enacted by the Authority aforeſaid*, That if either the ſaid City of *Albany*, or the ſeveral Diſtricts and Places hereby directed to Build the reſpective Block-Houſes, in manner aforeſaid, ſhall Neglect, Refuſe or Delay to Build, Erect and compleatly Finiſh the ſame, and every of them, at the reſpective Time and Times herein before limitted and appointed, the ſaid City of *Albany*, and the ſaid ſeveral Diſtricts

ſo

ſo neglecting, refuſing or not Erecting and Compleating the ſame, reſpectively, according to the Directions of this Act, ſhall reſpectively, Forfeit and Pay the Sum of *Eighty Pounds* Current Money of this Colony, for every ſuch Block-Houſe as ſhall not be by them, reſpectively, Built, Erected and compleatly Finiſhed on or before the Days and Times herein before mentioned and expreſt, according to the true intent and meaning of this Act, to be Recovered of the reſpective Parties ſo refuſing, neglecting, delaying or not Building, Erecting and compleatly Finiſhing the ſaid reſpective Block-Houſes, in manner aforeſaid, and at the Time and Times hereby limitted and appointed, in any Court of Record within this Province, by Bill, Plaint or Information, two Third parts whereof to be imployed for and towards the Fortifications of the ſaid City of *Albany*, and the other Third part to ſuch Perſon or Perſons as ſhall Sue for and Recover the ſame.

Advertiſements to be ſet up for letting out the Work.

And to the end the Moneys raiſed and levyed by Virtue of this Act may be managed to the beſt Advantage, and for the Uſes for which the ſame is raiſed, *Be it further Enacted by the Authority aforeſaid*, That the ſaid Mayor, Aldermen and Juſtices of the Peace of the ſaid City and County of *Albany*, for the time being, or the major part of them, are hereby directed and required to cauſe Publick Advertiſements to be affixed and ſet up at the moſt Publick Places within the ſaid City and County, at leaſt Eight Months before the aforeſaid Fence or Incloſure, directed to be made by this Act, is to be ſet up around the ſaid City, and therein and thereby to give Notice that at a certain Day therein to be prefixed, the making and Erecting of the ſaid Fence or Incloſure is to be let out to be done to ſuch Perſon or Perſons as ſhall and will undertake the making thereof, at the Cheapeſt and Eaſieſt Rate, payable in ready Money at the Finiſhing of their reſpective Work. And the ſaid Mayor, Aldermen and Juſtices, or the major part of them, for the time being, are hereby fully Authorized and Impowered to let out the ſaid Work, either from Five Pannels to a Hundred, or from Block-Houſe to Block-Houſe, as they ſhall Judge moſt Expedient for the better Compleating of the aforeſaid Incloſure, at the Cheapeſt and Eaſieſt Rates.

An Act for Continuing the Acts made for Prohibiting the ſelling of Indian Goods to the *French*, with ſome Alterations.

WHereas one Act of the General Aſſembly of this Province, paſſed in the ſeventh Year of his Majeſty's Reign, entituled, *An Act for the Encouragement of the* Indian Trade *and Rendering it more Beneficial to the Inhabitants of this Province, and for Prohibiting the ſelling of* Indian Goods *to the* French. And one

other Act, paſſed in the eighth Year of his Majeſty's Reign, entituled, *An Act for the further and more Effectual Prohibiting of the ſelling* Indian Goods *to the* French, have been found beneficial to this Province, *Be it therefore Enacted by his Excellency the Governour, Council and General Aſſembly of this Province, and it is hereby Enacted by the Authority of the ſame,* That the before-mentioned Acts ſhall be and continue in Force, from the publication hereof until the firſt day of *November*, which ſhall be in the Year of our Lord One Thouſand Seven Hundred and Twenty Five.

The Boundaries of the Line.

And whereas it was deemed, underſtood and meant at the time of making the firſt mentioned Act, that the *Eaſt and Weſt Line* therein deſcribed, did Include the Village of *Schenectady*, and the Path leading to it from *Albany*, but upon a ſtricter Examination, is found to Exclude the ſame, by which means many of the Inhabitants thereof have often been Queſtioned, Troubled and Moleſted in carrying Goods, Wares and Merchandizes from *Albany* to the ſaid Village, *Be it therefore Enacted by the Authority aforeſaid*, That from and after the Publication of this Act, the *Weſt part* of the line abovementioned ſhall begin at the *North Limits* and *Bounderies* of the City of *Albany*, and from thence to Run upon a ſtreight Line (however it may run) ſo as to Include the *North Bounds* of the Townſhip of *Schenectady*. And to avoid Diſputes, *Be it Declared and Enacted*, That the High Road leading from *Albany* to *Schenectady* ſhall be Included within the ſaid Line, notwithſtanding any part thereof ſhould extend beyond it, any thing in the two before-mentioned Acts to the contrary hereof notwithſtanding.

The words in the Oath altered.

And be it Enacted by the Authority aforeſaid, That upon the ſecond, third, fourth, or any time after the firſt, of Tendering or Adminiſtring the Oath appointed by the ſecond Act above-mentioned, to any Perſon ſuſpected of Trading with the *French*, the Perſon Adminiſtring that Oath is to leave out of the ſame, the Words following, to wit, [*the Sixteenth day of* Auguſt *in the Year One Thouſand Seven Hundred and Twenty Two*] and to Inſert, in lieu thereof, *The day on which that Oath was formerly tendered to the ſame Perſon by* A. B. *a Magiſtrate*, (naming him.)

No Indians to be ſtopt from coming to Trade at Albany.

And be it Enacted by the Authority aforeſaid, That if any Perſon or Perſons within this Province, ſhall ſtop any *Indians* by Force, or ſhall by falſe Inſinuations and Suggeſtions hinder them from coming to Trade at *Albany*, he, ſhe or they ſo Offending, ſhall forfeit the Sum of *Fifty Pounds* Current Money of this Province, to be Recovered in any Court of Record within this Province, by Bill, Plaint or Information, one half thereof to be to the uſe of any Perſon or Perſons who will ſue for the ſame, and the other half towards Repairing the Fortifications of the City of *Albany*.

An

An Act to prevent Tenants of all kinds from Committing Waſte and Treſpaſſes on Lands in their Tenure or Poſſeſſion, and for Puniſhing all ſuch other Perſons as by Water or Land ſhall aid and abet therein, and for preventing divers other Enormities exceeding hurtful to the growing Settlements and Plantations in the Counties of *Orange* and *Ulſter*, and for laying out and maintaining a High-Road within the ſame.

WHereas many and grievous Complaints are daily made by his Majeſty's Subjects, Tenants in Chief, Owners of Lands in the Counties of *Ulſter* and *Orange*, ſetting forth the great and manifold Miſchiefs which ariſe from the ſubtle Devices and evil Dealings of Owners and Maſters of Sloops, Wood-boats, and other ſmall Craft plying up and down the Rivers, Streams and Creeks thereof, who void of all Honeſty and Conſcience, illegally and fraudulenty contriving and agreeing with the Leſſees, Farmers and other Tenants of Land adjoining to or near ſaid Rivers and Streams, waſte, take and carry away the Timber, Fire-wood and other Wood growing thereon. And whereas the ſaid Leſſees, Farmers and other Tenants, living remote from other Dwellings, have few or no Witneſſes to their Miſdeeds, except ſuch as are their Accomplices, and there being no ſettled Reward for any Perſon who ſhall inform againſt them; and the ſaid Tenants for Years, or at will, having therefore no regard to the Terms and Conditions in Law or expreſſed in or incident to their Leaſes and reſpective Tenures, deſtroy, waſte and make intolerable Havock of ſuch Timber as is fit for Shiping, and other Building, as alſo of Fire-wood, Wood for Fencing, Underwood, and all other kind of Wood whatſoever, without diſtinction. And foraſmuch alſo as ſuch Tenants who hold Land for Term of Years, or at Will or Sufferance, are generally very poor, indigent and mean Perſons, who are ſupplied with Stock and all Neceſſaries by their Leſſors, upon Condition that ſaid Stock, with the Increaſe, or a certain part thereof, do revert to the Owners Leſſors, at the end and expiration of the Leaſe or Term by them given. And ſuch Tenants, Leſſees, being frequently debauched and deluded, partly by their own evil Inclinations, and partly by Keepers of Tippling Houſes and Taverns, petty Merchants, Pedlers, and other lewd and ill diſpoſed Perſons, do frequently after that by ſelling and cuting of Timber, Fire-wood and other Wood, contrary to the Terms and Conditions of their Leaſes, or other Tenure, they have forfeited their Term or Terms thereby given, ſell and diſpoſe of ſuch Stock, and the Leſſors part or ſhare of the Increaſe thereof, in which ſaid Leſſees have no Right nor Property, to ſuch Keepers of Tippling-Houſes, or other Perſons, as aforeſaid, and then convey

The Grievances enumerated.

themſelves out of this Province, or abſcond therein from the reach of Juſtice. And whereas many Vagabonds and idle and diſorderly Perſons do haunt and reſort about the new and ſcattered Settlements and Farms in the ſaid Counties of *Ulſter* and *Orange*, and there lurking, or otherwhile flying to the Woods and Mountains, perpetrate divers Thefts and other Enormities, Robbing the ſaid Settlements, and ſtealing and carrying away Horſes, Cows, Sheep, Hogs and other Cattle in the night time, to diſtant places, or into the Neighbouring Colonies, and diſpoſe of them at low Rates, To prevent which grievous and growing Miſchiefs, *Be it Enacted by his Excellency the Governour, Council and Aſſembly, and it is Enacted by the Authority of the ſame*, That no Maſter or Owner of any Sloop, Wood-boat or other Veſſel whatſoever, or any other Perſon or Perſons ſhall or do, knowingly or wittingly, take or carry away from any Plantation, Farm or Settlement in the Poſſeſſion of any Leſſee, Farmer or other Tenant for Years, or at will, Inhabiting upon or within the Lands late belonging to Capt. *John Evans*, and by an Act of General Aſſembly made and paſſed in the Eleventh Year of the Reign of his late Majeſty King *William* III. of glorious Memory, entituled, *An Act for Vacating, Breaking and Annulling ſeveral Extravagant Grants of Land made by Col.* Fletcher, *late Governour of this Province, under his Majeſty*, Re-aſſumed, and now Re-granted to other Perſons, or lay or ſuffer to be laid, knowingly and wittingly, on board his or her Sloop, Boat or Cannow, or taken in tow in Rafts, or otherwiſe, by their or any of their Sloops or Wood-boats, or other Veſſels, any Timber for Shiping or other Building, or any Fire-Wood, or other Wood whatſoever, from any of the Lands aforeſaid, unleſs the ſaid Maſter, Owner or other Perſon ſhall firſt obtain Lyſence for ſo doing from the Perſon or Perſons to whom the Right, Property and Fee of the Land, from whence ſuch Wood and Underwood by him, her or them laid or taken on board, or in tow in Rafts, or otherwiſe, doth by Law belong; and except where ſuch Leſſee, Farmer or other Tenant ſhall be fully and legally impowered by the expreſs Word of his Leaſe, or other Condition, or by any other Right incident to his Tenure, to ſell and Diſpoſe of the ſame Timber and Underwood.

No Fire-wood or other Wood to be taken on board any boat without leave from the Owners of the Land.

And it is hereby Enacted, That ſaid Boat-men, Owners of Boats and other Veſſels, and all other Perſons whatſoever, ſhall obſerve the ſame Rule and Rules in taking off or carrying away any Timber or other Wood whatſoever from any the ſaid Land, by Land Carriage, and every Owner of any Veſſel, Boat-man and every other Perſon, ſhall for every ſuch Offence, knowingly and wittingly done and committed, contrary to the true intent and meaning of this Act, Forfeit the full Value of the Timber, Underwood, Wood for Fencing or Firewood, ſo laid on board, or by him, her or them taken in tow, or tranſported by Land or Water, or the full Value thereof, to the Perſon or Perſons thereby wronged or injured, and *Forty Shillings* over and above ſaid Value, to ſuch Perſon or Perſons who ſhall

The Penalty for Tranſgreſſing herein.

ſhall ſue or inform for the ſame in any City or County within this Province where ſuch Offender or Offenders ſhall be ſued or proſecuted for the ſame.

And be it alſo Enacted by the Authority aforeſaid, That if any Tenant for Term of Years, his or her Leſſee or Aſſignee, Tenant at Will or Sufferance within the ſaid late Reaſſumed and now Regranted Lands, in the ſaid Counties, ſhall waſte, deſtroy, cut, ſpoil or carry away, or knowingly ſuffer to be waſted, deſtroyed, cut, ſpoiled or carryed away, from the Land by him, her or them Rented or taken to Farm, or from any part or parcel thereof, any Timber for Shiping or other Building, Underwood, Wood for Fencing, or Firewood, as by the plain and expreſs word of his, her or their Leaſe, or by any Right incident to his, her or their Tenure, he, ſhe or they are entituled to cut, for the Clearing ſuch Lands for Cultivation, and other the uſes therein mentioned or intended, ſuch Tenant or Tenants, his, her or their Leſſee or Leſſees, Aſſignee or Aſſignees, and every of them, ſhall, for every ſuch Offence done and committed, contrary to the true intent and meaning of this Act, Forfeit the Sum of *Three Pounds*, over and above the Value of the Timber or Wood cut, ſpoiled, waſted, carryed, or knowingly ſuffered to be carryed away, and ſhall, beſides, remain ſubject and liable to all Pains, Penalties and Forfeitures incurred thereby, by any the Laws now in force in this Province, one half of ſaid *Three Pounds* to be paid to him or her who ſhall inform or ſue for the ſame, and the other half, with the whole Value of the Timber or other Wood cut or carryed away, ſhall be paid to the Tenant in Chief or Perſon injured, to be Sued for and Recovered in any City or County in this Province, where ſuch Offender or Offenders ſhall be ſued or proſecuted for the ſame. *Provided always*, That this laſt Clauſe ſhall be taken and underſtood to extend to the Redreſs and Puniſhment of the Wrongs, Injuries and Offences therein mentioned and provided againſt, done on ſuch Lands only as have by Letters Patent under the Great Seal of this Province, been duely granted to any of his Majeſty's Subjects ſince the Twelfth day of *July*, in the Year of our Lord One Thouſand Seven Hundred and Eight, and within the Counties of *Ulſter* and *Orange*.

Penalty on Tenants for waſting & deſtroying Firewood, &c.

Thoſe Offences reſtricted to Evans's Patent.

And to prevent other the Miſchiefs by this Act intended to be prevented, *Be it Enacted*, That no Tenant or Tenants for term of Years, or at will or ſufferance, Renting or Taking to Farm any of the ſaid late Re-aſſumed and now Re-granted Land, in the Counties of *Ulſter* and *Orange*, being furniſhed or ſupplyed with live Stock or Stocks of any kind whatſoever, that is to ſay, Horſes, Mares, Cows or other Neat Cattle, Sheep, Hogs, Plows, Waggons, Sledges, or other Draught or Utenſils, conditioned by the Leaſes made to ſuch Tenants, or by other agreement made between Leſſor and Leſſee, to be delivered back and be reſtored to the Leſſor at the expiration of the Term of ſuch Leaſe for Years, or at will, or ſufferance, ſhall without Lyſence under Hand and Seal from his or her

Tenants ſhall not ſell the live Stock without leave from the Owner of the Land

Leſſor or Leſſors, ſell or diſpoſe of all or any part of the ſame live Stock or Utenſils, or of all or any part of the Leſſors ſhare or ſhares of the Increaſe of the ſaid live Stock, ſo as aboveſaid, by the Leſſor or Leſſors furniſhed or ſupplyed, for Money, Goods, Wares or Merchandize, or by way of Barter or Exchange; And ſuch Leſſee or Leſſees are by this Act diſabled from making any Title in Law to any Perſon whatſoever for ſuch live Stock, Draught or Utenſils, or the Increaſe of any ſuch live Stock, or any part thereof, any Law, Uſage or Cuſtom to the contrary thereof in any wiſe notwithſtanding. *Provided always*, That neither this Act, nor any thing therein contained, ſhall be conſtrued to diminiſh or take from any Leſſee or Leſſees for Term of Years, or at will or ſufferance, within ſaid late Re-aſſumed and now Re-granted Land, or that may (being parcel of the ſame) be hereafter Re-granted, any Rights, Priviledges or Advantages in or by any Leaſe or Leaſes, Powers or Conditions to them already made, given or granted, or that hereafter may be to him, her or them given or granted.

Juſtices of the Peace to Examine all Vagabonds, & bind them to the Good Behaviour,

And be it Enacted by the Authority aforeſaid, That any Juſtice of the Peace of the County of *Ulſter* and *Orange*, ſhall upon his own Knowledge, or upon Information of any other Perſon, forthwith iſſue his Warrant to call and bring before him any Vagabond, Looſe, Idle or diſorderly Perſon, who has no Freehold or lawful Settlement in either of the ſaid two Counties where he or ſhe ſhall be found, and if upon Examination it doth appear to ſuch Juſtice of the Peace, that ſuch Perſon hath no ſufficient and honeſt means of Maintenance, or refuſeth or hath refuſed within ſix Weeks before the time of his or her Examination, to work and earn his or her living, by Labour and Induſtry at the uſual Rates or Price commonly given to Labourers in the ſame County where ſuch Vagabond ſhall be found, ſhall bind ſuch Vagabond or Diſorderly Perſon to the Good Behaviour for the ſpace of one whole Year. And if ſuch Perſon refuſeth, or be not able to give ſufficient Surety, or doth refuſe to Work or Labour at the Price or Rates before-mentioned, then him or her ſhall commit to the next Goal, there to remain until the next General Quarter-Seſſions to be held for ſuch County, and then to be puniſhed with Corporal Puniſhment at the diſcretion of the Juſtices holding ſuch Seſſions. And if ſuch Vagabond or other Lewd and Diſorderly Perſon, after ſuch Puniſhment inflicted, cannot give, or doth refuſe to bring Security for the Good Behaviour, as is aforeſaid, or ſhall refuſe to leave this Province within Ten Days thereafter, and if after the expiration of ſaid Ten Days he or ſhe ſhall be found in either the Counties of *Ulſter* or *Orange*, he or ſhe ſhall be again committed to the Goal of ſuch County where ſuch Perſon ſhall be found, and ſecured, and the ſame Proceſs and Puniſhment is again to be made againſt, and inflicted upon ſuch Vagabond, ſo often as he or ſhe ſhall be found, taken or apprehended in either of the ſaid Counties of *Ulſter* or *Orange*. And all Juſtices, Sheriffs, Under Sheriffs, Conſtables, Bayliffs, and all other Officers within the Counties of

Quarter-Seſſions to inflict Corporal Puniſhment on ſuch Vagabonds.

Ulſter

Ulſter and *Orange* are hereby ſtrictly Enjoined, Required and Commanded upon the Oath or Information of one Witneſs, or upon his, their, or either of their own Knowledge, to take and apprehend, or to cauſe to be taken and apprehended, all and every ſuch Vagabonds, Looſe and Diſorderly Perſons, and to proceed againſt them, and every of them, according to the true intent and meaning of this Act. And if any Juſtice of the Peace, Sheriff, Under-Sheriff, Bayliff, Conſtable or other Officer whatſoever, ſhall delay, refuſe or neglect to do or execute ſuch his Duty by this Act enjoined, ſuch Juſtice of the Peace, Sheriff, Under Sheriff, Bayliff, Conſtable or other Officer whatſoever, or any other Perſon refuſing to be aiding and aſſiſting therein, ſhall for every ſuch Delay, Neglect or refuſal Forfeit the Sum of *Forty Shillings*, to be paid to any Perſon who ſhall inform and ſue for the ſame in any Court of Record to be held in either of ſaid Counties, or before any two Juſtices of the Peace of ſaid Counties, one of whom to be of the *Quorum*.

Juſtices and other Officers are to apprehend all Vagabonds.

Penalty on Juſtices &c. that neglect to do their Duty herein.

And be it further Enacted, and it is by the Authority aforeſaid Enacted, For the better and more effectual Execution of this Act, and every thing therein contained, That Four Conſtables ſhall be yearly Elected at the Times already fixed and ſettled for the Election of Conſtables, for ſuch part and ſo much of the County of *Ulſter* as is eſteemed to be, and is within the *Lines*, *Limits* and Boundaries of the Re-aſſumed *Land* late belonging to Capt. *John Evans*, and that now are or hereafter may be Re-granted to other Perſons, Two of which Conſtables to be Elected and Choſen from and out of ſuch of the Inhabitants of ſaid *Land* as have Habitations within the diſtance of Six Engliſh Miles from the Weſt Bank of *Hudſons River*, and the other remaining two Conſtables to be Elected and Choſen from and out of the Inhabitants of ſuch of ſaid *Land* as have their Habitations at the leaſt *Six Miles* Diſtant from the ſaid Weſt Bank of ſaid *Hudſons River*.

Four Conſtables to be annually choſen for the Coun- of Ulſter.

And it is alſo hereby Enacted, That Three Conſtables be yearly Elected by the Inhabitants of that part of the County of *Orange*, late in the Poſſeſſion of Capt. *John Evans*, and by Act of General Aſſembly aforeſaid, Re-aſſumed, and that now is, or hereafter may be Re-granted to other Perſons by his Majeſty, his Heirs or Succeſſors, in ſuch manner and in ſuch Parts and Places thereof, as ſhall to the Electors ſeem beſt to anſwer the true intent, meaning and purpoſes of this Act.

ThreeConſtables to be Elected for the County of Orange.

And Be it alſo Enacted, and it is hereby Enacted, That all the Offences meant and intended by this Act to be Prevented or Puniſhed, and all the Penalties, Pains and Forfeitures thereby laid and incurred, or that ſhall be incurred, may be Heard, Tryed, Determined and Adjudged by any one Juſtice of the Peace in any City or County within this Province, except ſuch Offences only as are by this Act particularly aſſigned to be otherwiſe Heard, Tryed and Determined. And all Offences done Contrary to the true intent and meaning of this Act, or of any part thereof, may and ſhall be Informed againſt, and the Pains, Penalties and Forfeitures thereof Sued for and Proſecuted, in the manner before directed, within Twelve Months after the Offence

Offences to be tryed before one Juſtice of the Peace, and

Proſecution to be within 12 Months after the Offence committed.

or Offences, Neglect, Delay or Refuſal, before mentioned, has been done or committed, and not at any Time there-after.

AND Foraſmuch as moſt of the Tenants in Chief and Owners of *Land* within the Tract before-mentioned, have been at very conſiderable Trouble, Coſt, Charge and Expence in laying out or Clearing a High-way or Road from the Upper Settlements down to *Hudſons River*, whereby many of ſuch Owners were induced to make conſiderable Improvements themſelves and others encouraged to make the like Improvements and Settlements at and near the *Paltz River*. But there being no Act to Oblige Perſons who have a Benefit by the Road aforeſaid, to work yearly a certain number of Days in the Clearing of the ſame, by which means the ſaid Road, made at the Expence of the Tenants in Chief, Only, is ſo incumbred, and already covered and grown over by Bruſh, that it is abſolutely neceſſary to clear or alter it, in ſuch manner as may render the ſame Commodious for ſuch Perſons as already are or hereafter may be ſettled nigh the ſaid *Paltz River*,

Commiſſioner to lay out a High-way from the Paltz River to Hudſons River.

Be it therefore Enacted by the Authority aforeſaid, That *Cadwallader Colden*, Eſq; be, and ſaid *Cadwallader Colden* is by this Act Authorized and Appointed Commiſſioner, with full Power to lay out a Road or High-way in the *Land* lately known by the Name of *Evans's Patent*, in the County of *Ulſter*, which ſhall be a Common Road or High-way for all Perſons whatſoever, and ſhall begin at a Mill lately Erected by one *Johannes Mengoſs*, at or near the *Paltz River*, and ſhall extend from thence to the moſt convenient or neareſt Landing Place upon *Hudſons River*, and in the ſtraighteſt manner the Ground will admit of, which Road is not to be leſs than four Rod in breadth. And the ſaid *Cadwallader Colden* is by Virtue of this Act Impowered to iſſue his Warrant, at any time after the Publication of this Act, to the next Conſtable, directing him to Summons all the Inhabitants dwelling within Four Miles on each ſide of the Road formerly made,

Two Overſeers to be choſen.

and now become uſeleſs, as aforeſaid, and within Four Miles on either ſide the Road by this Act intended to be made, to meet at ſome certain place by him aſſigned, within the ſame diſtance of ſaid Road, and there to chooſe two Overſeers of High-ways from amongſt the Inhabitants aforeſaid, and when ſaid Overſeers are ſo choſen, the ſaid *Cadwallader Colden* ſhall at his diſcretion, appoint a certain Day whereon the ſaid Inhabitants ſhall meet and work upon ſuch new and more Convenient Road, as is before deſcribed, and one or both ſaid Overſeers, or the Overſeers for the time being, are hereby obliged once in every Year, ſo long as this Act ſhall

Inhabitants to work ſix days in the Year upon ſaid Road.

remain in force, to attend ſaid Work, not exceeding ſix Days in each Year, during the continuance of this Act, either in the Month of *April* or the beginning of *October*. And ſaid Inhabitants ſhall be by Warrant from the ſaid *Cadwallader Colden*, directed to the next Conſtable, annually ſummoned to work thereon, not exceeding ſix days each Year, and every Inhabitant ſhall bring with him ſuch neceſſary Tools and other Utenſils, proper for ſaid Work, as ſaid

Overſeers

Overſeers ſhall direct, who are hereby Commanded to overſee and direct the ſame, ſo that the ſaid Road be well and effectually made, and kept in Repair. And if ſaid Overſeers, or either of them, ſhall neglect their Duty herein, when choſen, or ſhall refuſe to ſerve in ſaid Office, each of them, ſo refuſing to ſerve, or neglecting to do his Duty, ſhall forfeit the Sum of *Thirty Shillings*, to be levyed by Warrant from any Juſtice of the Peace in ſaid County, upon his Goods and Chattles; And in caſe he hath nothing whereby to be diſtrained, then he ſhall be committed to the Common Goal till ſatisfaction made. And if the Inhabitants, aforeſaid, ſhall neglect or refuſe to appear and work at the time enjoined by Publick Notice thereof given, by the next Conſtable, by Warrant under the Hand and Seal of ſaid Commiſſioner, and with ſuch Tools and neceſſary Utenſils as ſhall be by one or both ſaid Overſeers directed, he ſhall forfeit the Sum of *Three Shillings* for every Day that he abſents himſelf, or refuſes to act in compliance with any the particulars in this Act enjoined, ſaid Forfeiture or Forfeitures to be levyed by Warrant of Diſtreſs on the Perſon ſo neglecting or refuſing to comply, or him to be impriſoned, in manner as aforeſaid; and ſaid Forfeitures to be diſpoſed of towards carrying on ſaid Road.

Penalty on Overſeers for neglect of their Duty.

Penalty on Inhabitants for neglect of appearing to work.

And be it further Enacted, That the ſaid Road being laid out, in manner hereby directed, ſhall by the Commiſſioner aforeſaid, after the ſame is Surveyed and marked out, be entered upon Record with the Clerk of the Peace of *Ulſter County*, and ſhall forever be and remain a Publick Common Road and High-way.

Road to be Recorded.

And be it further Enacted, That if the Conſtables and Overſeers hereby directed to be Elected, are not Choſen by the Reſpective Inhabitants, according to the true Intent and Meaning of this Act, on or before the ſecond *Tueſday* in the Month of *October* next enſuing, it ſhall then be lawful for the next two Juſtices of the Peace, to Nominate and Appoint ſuch Conſtables and Overſeers, who are reſpectively to remain Conſtables and Overſeers until the next firſt *Tueſday* in the Month of *April* next enſuing, on which Day ſuch Conſtables and Overſeers ſhall annually be Choſen by the Inhabitants reſpectively, according to the true Intent and Meaning of this Act, during the continuance thereof.

If Overſeers are not choſen at the time appointed, the Juſtices ſhall appoint Overſeers.

This Act to be and remain in full Force and Virtue for the Term of Three Years from the Publication thereof, and no longer.

An Act for Laying out and Clearing Publick High-ways in the Precinct of *Scohare* in the County of *Albany*.

BE it *Enacted by the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame*, That the Perſons hereafter named ſhall be, and are hereby appointed Commiſſioners to Regulate and Lay out High-ways within the Pre-

cinct of *Schohare* in the County of *Albany*, who are and ſhall be Authorized and Impowered to put the Services intended by this Act, in Execution, through the ſaid Precinct, that is to ſay, *Peter Vrooman*, *John Layer*, Eſqrs. and Mr. *Whilhem York*, who are reſpectively to have the ſame Wages as other Commiſſioners in the County of *Albany* have, by an Act made in the ninth Year of his preſent Majeſty's Reign, during the time they are upon the ſaid Service.

The Commiſſioners Names

And be it Enacted by the Authority aforeſaid, That the Commiſſioners, or the major part of them, are hereby Impowered and Authorized to lay out Publick Roads in all ſuch Places as to them, or the major part of them, ſhall ſeem meet and convenient; and to take a view of Roads now uſed, and if they find any Inconveniency in any of the ſaid Roads, they, or any Two of them, have Power to alter the ſame, and to lay out ſuch other High-ways or Publick Roads as they ſhall think moſt convenient for Travellers, as well as for the Inhabitants.

who are to lay out Roads,

Provided always, That nothing in this Act ſhall extend or be conſtrued to impower the Commiſſioners aforeſaid to alter any Road that is already Commodious, ſo as to lay it out through any Improved or Incloſed Land, without Conſent of the Owners thereof. And if any Diſpute ſhall ariſe concerning the ſame, any two Juſtices of the Peace ſhall determine ſuch Controverſie, with ſix of the Neighbourhood, not having any Intereſt in the Land about which ſuch Controverſie may or ſhall ariſe.

But not thro' Improved Land,

And be it Enacted by the Authority aforeſaid, That if any Perſon or Perſons do or ſhall, without the Conſent of the ſaid Commiſſioners, or the major part of them, ſtop up or alter any High-ways, Way or Road that ſhall be laid out by the ſaid Commiſſioners, ſhall, upon Conviction before any two or more of his Majeſty's Juſtices of the Peace within the ſaid County, on the Oath of one or more Credible Witneſſes, Forfeit the Sum of *Forty Shillings*, to be applyed by the ſaid Commiſſioners towards Repairing the High-ways that ſhall be laid out in the ſaid Precinct, to be levyed by a Warrant from the ſaid Commiſſioners, or the major part of them, directed to a Conſtable of the ſaid Precinct to levy the ſaid Diſtreſs, and within three Days after publick Notice given, ſhall make Sale of the ſame, pay the Forfeiture and Charges, and Return the Over-plus (if any be) to the Owner or Owners.

Penalty for altering or ſtopping up High-ways.

And be it further Enacted by the ſame Authority, That the Inhabitants of the ſaid Precinct, by and through which Lands any Common Publick Roads or High-ways have, ſhall or may Run, or be hereafter aſcertained or laid out, are hereby obliged to clear and maintain the ſame by Cutting or Stubbing the Bruſh up, pulling up the Stones that can be carried off, the Breadth of Twelve Foot, and the Limbs of Trees hanging over the ſaid Roads, to be Lopt and carried off. And ſo often as the ſaid Inhabitants, or any of them, ſhall be duely warned by the ſaid Commiſſioners, for the time being, ſhall, reſpectively, by themſelves or their Servants, after ſeaſonable Notice given, appear at ſuch Places and Times as ſhall from

By whom, and how the Roads ſhall be Cleared,

from time to time be appointed, and then and there Work in the Roads or Highways, not exceeding ſix Days in the Year, under the Penalty of *Three Shillings* for each Day every Perſon ſhall neglect or refuſe ſuch Service, to be Levyed by any Conſtable in the ſaid Precinct, by Diſtreſs and Sale of the Offenders Goods and Chattles, by Warrant from the ſaid Commiſſioners of the Highways, or any two of them, for the time being, Returning the Overplus of ſuch Sale, if any be, after the Fine and Charge is paid.

Penalty on Inhabitants for not appearing to work.

And Be it alſo Enacted by the ſame Authority, That where any Highway from any Plantation to any Meadow or Mills ſhall Run through any particular Perſons Ground, he ſhall be allowed the ſame Quantity of Land as the ſaid Road or Highway ſhall take from or deprive him of, by the Neighbourhood, Equally, ſhare and ſhare alike with him, and it ſhall and may be lawful for any ſuch Perſon or Perſons by the Approbation of the ſaid Commiſſioners, to place and hang good Swinging Gates on ſuch Highways, and keep them in Repair at their own proper Coſt and Charge.

High-ways to Meadow or Mill, how to be laid out.

And be it further Enacted by the Authority aforeſaid, That if the Commiſſioners of the Roads and Highways ſhall think fit and have occaſion of any Team, Cart or Plow, and a Man to manage the ſame, the ſaid Team, Cart or Plow, and a Man to manage the ſame, ſhall be eſteemed to be Equal to Three Days work of a ſingle Man, and the Fine, in proportion, to be Double. And every Working Man ſhall, and is hereby obliged to bring ſuch Spades, Axes, Crows, Pick-Axes and other Utenſils as ſhall be directed by the Commiſſioners, as aforeſaid.

Commiſſioner to order what Utenſils ſhall be brought.

And be it Enacted by the ſaid Authority, That in caſe any Perſon or Perſons ſhall ſtake or ſhore open any Gate or Gates, as aforeſaid, or otherwiſe ride over and through any Lands, Meadow Grounds or Corn Fields, to the Damage of the Owner or Owners thereof, ſhall for every ſuch Offence Forfeit *Six Shillings*, to be Recovered and applyed by the ſaid Commiſſioners towards Repairing the Publick Highways or Roads, and pay all Damage, with the Coſts, the Owner of the Soil, or Tenant, ſhall ſuffer or ſuſtain thereby, as any of His Majeſty's Juſtices of the Peace of the ſaid County ſhall Determine, whoſe Determination ſhall be a final Judgment.

Penalty for altering or ſtopping up any Road.

And be it further Enacted by the Authority aforeſaid, That if any of the Commiſſioners appointed by this Act, as aforeſaid, ſhall Neglect or Refuſe to put the ſeveral Clauſes, Expreſſed in this Act, in Execution, or by Death or Removal out of the ſaid Precinct, it ſhall and may be lawful for the Juſtices of the Peace, or any two of them, in the ſaid County wherein ſuch Refuſal, Neglect or Removal ſhall ſo happen, as aforeſaid, to appoint another Commiſſioner or Commiſſioners in the Room of him or thoſe who ſhall Refuſe or Neglect the Services aforeſaid, and ſuch Commiſſioner or Commiſſioners, ſo appointed, ſhall have the ſame Powers and Authorities as thoſe named and appointed by this Act.

In caſe of Death or Removal the Juſtices to appoint other Commiſſioner

And be it alſo Enacted by the ſame Authority, That the ſaid Com-

missioners shall, from time to time, during the Continuance of this Act, enter in Writing all the High-ways or Roads by them laid out, altered or stopt up, and sign the same, by puting their Names thereto, and cause the same to be entered in the said County Book, by the Clerk of the said County. And all whatsoever the said Commissioners shall do according to the Powers given them in this Act, being so entred in the said Book, shall be deemed Valid and good to all Intents and Purposes whatsoever.

Roads and High-ways to be entered on Record.

This Act to Continue in force for three Years from the Publication hereof, and no longer.

An Act for the further Laying out, Regulating and better Clearing Publick High-ways in the County of *Suffolk*.

BE it *Enacted by the Governour, Council and General Assembly, and it is hereby Enacted by the Authority of the same,* That the Persons herein after-named shall be, and are hereby appointed Commissioners to Regulate and lay out Publick High-ways within the County of *Suffolk*, shall be Authorized and Impowered to put the Services intended by this Act in Execution, through the several Towns, Manors and Precincts for which they shall respectively be named and appointed, that is to say,

Commissioners names.

For the Township of *Easthampton*, Capt. *Cornelius Conkline*, Capt. *Matthias Burnet*, and *Thomas Chatfield*, Esq;

For the Township of *South-hampton*, *Theophilus Howell*, Esq; *John Post* and *Christopher Foster*.

For the Township of *South-hold*, *Benjamin Youngs*, Esq; Capt. *James Reeve* and *Joseph Wickham*, Esq;

For the Township of *Brook-haven*, *Richard Floyd*, Esq; *Selah Strong*, Esq; and *Samuell Tompson*.

For the Township of *Smith-Town*, *Jonathan Smith*, Esq; *Edmund Smith* and *Obadiah Smith*.

For the Township of *Huntington*, *Ebenetus Plat*, Esq; *John Wyckes*, Esq; and *Alexander Bryan*.

Commissioners Impowered to lay out Roads, and how,

And be it Enacted by the Authority aforesaid, That the Commissioners, or the major part of them, respectively, for the respective Towns for which they are appointed Commissioners, are hereby Impowered and Authorized to lay out Publick Roads in all such Places as to them, or the major part of them, shall seem Convenient; and to take a Review of the Roads already laid out, and if they find any Inconveniency in any of the said Roads, they, or any two of them, have Power to alter the same, and to lay out such other High-ways or Publick Roads as they shall think most Convenient for Travellers, as well as for the Inhabitants of the several Towns, Villages or Neighbourhoods next adjacent.

Provided always, That nothing in this Act contained shall extend or

or be conſtrued to impower the Commiſſioners, aforeſaid, to alter any Road that is already Commodious, ſo as to lay it out through any Improved or Incloſed Lands, without the Conſent of the Owners thereof. And if any Diſpute ſhall ariſe by that means, the ſame ſhall be determined by any two Juſtices of the Peace and ſix of the Principal Freeholders of the Neighbourhood, not having any Intereſt in the Land about which ſuch Diſpute may ariſe.

And be it Enacted by the Authority aforeſaid, That if any Perſon or Perſons within the County aforeſaid, do, or hereafter ſhall, without the Conſent of the Commiſſioners, or the major part of them, for the Town, Mannor or Precinct for which they are by this Act appointed Commiſſioners, alter, ſtop up, turn aſide or leſſen any High-way or Road that has here-to-fore been laid out, or ſhall hereafter be laid out by the ſaid Commiſſioners, or by any former Commiſſioners appointed by Act of General Aſſembly to lay out the ſame, ſhall, upon Conviction before two, or more of his Majeſty's Juſtices of the Peace within the ſaid County, on the Oath of one or more Credible Witneſs, Forfeit the Sum of *Five Pounds*, to be applyed by the Commiſſioners of each reſpective Town where ſuch Offence ſhall be committed, towards Repairing the High-ways, to be levyed by a Warrant from the Commiſſioners of the reſpective Town, Mannor or Precinct where ſuch Offence ſhall be committed, or the major part of them, directed to the Conſtable of ſuch Town, Mannor or Precinct, to levy the ſaid Diſtreſs, and within three Days after publick Notice given, ſhall make Sale of the ſame, pay the Penalty and Charges, and Return the Over-plus, if any be, to the Owner or Owners.

Penalty for altering or ſtopping up any Road.

And be it further Enacted by the Authority aforeſaid, That if any Publick Road or High-way ſhall lead through any Meadow Grounds or Corn Fields, the Dimenſion of the Breadth of the ſaid Road ſhall be and is hereby left to the Diſcretion of the ſaid Commiſſioners of each reſpective Town, as aforeſaid.

Breadth of Roads thro' Meadow ground.

And be it further Enacted by the ſame Authority, That the Inhabitants of the Towns, Mannors and Precincts by and through which Lands any Common Publick Roads or High-ways have or ſhall Run, or be hereafter aſcertained or laid out, are hereby Obliged to Clear and Maintain the ſame by Cuting or Subbing the Bruſh up, pulling up the Stones that can be carried off, the Breadth of a Rod, and the Limbs of Trees, hanging over the ſaid Roads, to be lopt and carried off. And ſo often as the ſaid Inhabitants, or any of them, ſhall be duly warned by the Commiſſioners of the High-ways, for the time being, in each reſpective Town, Mannor or Precinct, thro'-out the County aforeſaid, ſhall, reſpectively, by themſelves or their Servants, after ſeaſonable Notice given, as aforeſaid, appear at ſuch Places and Times as ſhall, from Time to Time be appointed, and then and there work in the Roads or High-ways, not exceeding ſix Days in the Year, under the Penalty of *Three Shillings* for each Day every Perſon ſhall neglect or refuſe ſuch Service, to be levyed by the Conſtable in each Town, by Diſtreſs and Sale of the Offenders Goods and Chattles, by Warrant

How Roads ſhall be cleared, and the Penalty on Inhabitants for not appearing to work.

from the Commiſſioners of the High-ways, or any two of them, for the time being, in each reſpective Town within the ſaid County, returning the Over-plus of ſuch Sale, if any, after the Fine and Charge is paid.

Swinging Gates may be placed on High-ways to Meadow or Mills.

And be it alſo Enacted by the ſame Authority, That where any High-way from any Town or Plantation, to any Meadow, Mills, Watering or Common Landing Places ſhall run through any particular Perſons Grounds, it ſhall and may be lawful for any ſuch Perſon or Perſons, by the Approbation of the Commiſſioners of ſuch Town, to place and hang good Swinging Gates on ſuch High-ways, and keep them in Repair at their own proper Coſt. *Provided*, No Roads leading in or out of any Woods, Plains or Commons where the Cattle belonging to any Town or Village uſually paſs to and from the Commons or Feeding Grounds, be clog'd or hindred by any Swinging Gates, as aforeſaid, but by the Conſent of the Inhabitants of the ſaid Town or Village. And the ſeveral Gates already ſtanding and allowed, may or ſhall be appointed and continued, or altered, as the Commiſſioners herein appointed ſhall judge moſt Convenient. And the ſame High-ways ſhall be Amended and Maintained by the Inhabitants of every Town where ſuch Ways may Run.

Commiſſioners may order what Utenſils.

And be it further Enacted by the Authority aforeſaid, That if the Commiſſioners of the Roads and High-ways ſhall think fit and have occaſion of any Team, Cart or Plow, and a Man to manage the ſame, the ſaid Team, Cart or Plow, and a Man to manage the ſame, ſhall be eſteemed Equal to Two Days work of a ſingle Man, and the Fine, Proportionable, to be Double. And every Working Man ſhall, and is hereby obliged to bring ſuch Materials of Spades, Axes, Crows, Pick-Axes and other Utenſils as ſhall be directed by the Commiſſioners aforeſaid.

Penalty on Perſons that ſtake open Gates or ride thro' Corn Fields.

And be it Enacted by the ſaid Authority, That in caſe any Perſon or Perſons ſhall ſtake or ſhore open any ſuch Gate or Gates, as aforeſaid, or otherwiſe Ride over and through any *Lands*, Meadow Grounds or Corn Fields, to the Damage of the Owners thereof, ſhall for every ſuch Offence Forfeit *Six Shillings*, to be Recovered and Applyed by the Commiſſioners of each reſpective Town, towards Repairing the Publick High-ways or Roads, and pay all Damages, with the Coſts, the Owner of the Soil, or Tenant ſhall ſuffer or ſuſtain thereby, as any of His Majeſty's Juſtices of the Peace of the Town or County wherein ſuch Offence ſhall be committed, ſhall Determine, whoſe Determination ſhall be a final Judgment.

In caſe of Death or Removal the Juſtices to appoint other Commiſſioners.

And be it further Enacted by the Authority aforeſaid, That if any of the Commiſſioners appointed by this Act, as aforeſaid, ſhall Neglect or Refuſe to put the ſeveral Clauſes, Expreſſed in this Act, in Execution, as aforeſaid, or by Death or Removal out of the Town where he or they are appointed Commiſſioners, it ſhall and may be lawful for the Juſtices of the Peace, or any two of them, in the ſaid County wherein ſuch Refuſal, Neglect or Removal ſhall ſo happen, as aforeſaid, to appoint another Commiſſioner or Commiſſioners in the Room of thoſe who ſhall Refuſe or Neglect the Services as aforeſaid,

and

and ſuch Commiſſioner or Commiſſioners, ſo appointed, ſhall have the ſame Powers and Authoritiesas thoſe named and appointed by this Act.

And be it alſo Enacted by the ſame Authority, That the Commiſſioners of each reſpective Town, Mannor or Precinct, for which they are appointed, ſhall from time to time, and at all times hereafter, during the Continuance of this Act, enter in Writing all the High-ways or Roads by them laid out, altered or ſtopt up, and ſign the ſame, by puting their Names thereto, and cauſe the ſame to be entered in the Town Book by the Clerk of each reſpective Town where ſuch Ways and Roads belong. And all whatſoever the ſaid Commiſſioners ſhall do according to the Powers given them in this Act, being ſo entered in the Town Book, ſhall be deemed valid and good to all Intents and Purpoſes whatſoever.

Roads and High-ways to be entered on Record.

And be it further Enacted by the Authority aforeſaid, That the Commiſſioners appointed, or to be appointed by Virtue of this Act, ſhall have, take and receive *Three Shillings per Day* as a Reward for their Care and Pains in Laying out and Regulating the High-ways and Roads through-out the ſaid County, during the particular Days they are actually Imployed in that Service, to be paid them out of each reſpective Town where they are appointed Commiſſioners, out of the Town Stock, or Moneys raiſed for defraying the Town's Charge.

Commiſſioners Reward for their Service,

This Act to Continue in Force for Two years from the Publication hereof, and no longer.

An Act to Oblige the Collectors and Treaſurer of *Richmond* County effectually to Collect and Pay the annual Rate of the ſaid County.

WHereas ſeveral of the Reſpective Collectors within the County of *Richmond* have often either Neglected to Collect the annual Rate, laid and aſſeſſed for the Publick neceſſary Contingent Charges of the ſaid County, purſuant to an Act of the General Aſſembly paſſed in the ſecond Year of her late Majeſty's Reign, entituled, *An Act for the better Explaining and more Effectual putting in Execution, an Act of General Aſſembly made in the third Year of the late King* William *and Queen* Mary, *entituled, An Act for Defraying the Publick and Neceſſary Charge thro'out this Province, and for maintaining the Poor, and preventing Vagabonds*, or Retained ſuch County Rates, or part thereof, in their own Hands, whereby the good Ends and Purpoſes intended in and by the ſaid Act, are, in a great Meaſure, Defeated, to the great Hurt and Damage of many of the good Inhabitants of the ſaid County, becauſe the only Relief provided in the ſaid Act, is, for the agrieved Perſon or Perſons to Proſecute the Offender or Offenders, which being attended with a great Charge, the aforeſaid Practices have too much prevailed in the ſaid County.

For Preventing of which for the future, *Be it Enacted by his Excellency the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority of the ſame,* That if any of the Collector or Collectors that already are, or hereafter may be choſen Collector or Collectors in the aforeſaid County of *Richmond*, ſhall Neglect, Delay or Refuſe to pay in to the Treaſurer of the ſaid County the ſeveral and reſpective Sum or Sums of Money, which he or they are or ſhall be required and impowered to Collect within their reſpective Diſtricts or Precincts, for the ſaid County Rate, purſuant to Warrants which from time to time, ſhall be iſſued by the Superviſors of the ſaid County for that purpoſe, by the ſpace of Four Months after the ſeveral Aſſeſſors ſhall have delivered the reſpective Aſſeſſments unto the ſaid Collector or Collectors, that he the ſaid Collector or Collectors ſo neglecting, delaying or refuſing to Pay the ſame to the ſaid County Treaſurer, within the time above mentioned, ſhall Forfeit the Sum of *Ten Pounds* Current Money of this Colony, for every ſuch Offence, to be Recovered by the ſaid County Treaſurer in any of his Majeſty's Courts in this Colony, wherein no Eſſoin, Protection or Wager of Law, or any more than one Imparlance ſhall be allowed, one half of which Forfeitures ſhall be for the Uſe and Benefit of the ſaid County, and the other half to the Treaſurer thereof, if he Sue for and Recover the ſame.

And to the End the Rate for the ſaid County may effectually come in annually, *Be it further Enacted by the Authority aforeſaid,* That if the Treaſurer of the ſaid County, for the time being, ſhall at any time or times fail In proſecuting, to effect, any ſuch Collector or Collectors for their Offences, as aforeſaid, by the ſpace of Four Months after the time herein before limitted, ſuch Treaſurer ſhall Forfeit the Sum of *Ten Pounds* Current Money of this Province, for every ſuch Offence or Neglect, to be Recovered by the Perſon or Perſons who ſhall be delayed, wronged or injured by ſuch means, in any of his Majeſty's Courts within this Province, wherein no Eſſoin, Protection, Wager of Law, or any more than one Imparlance ſhall be allowed, beſides being liable to an Action of Treſſpaſs, grounded on the Caſe, to every ſuch Perſon or Perſons as ſhall be delayed, wronged or injured thereby, one half of which Forfeiture to be for the Uſe and Benefit of the ſaid County, and the other half to the Perſon who ſhall Sue for and Recover the ſame.

Provided, That this Act ſhall extend to the County of *Richmond* only, and that even in the ſame Connty, the before-mentioned Act ſhall remain in full Force and Virtue, ſaving ſo much thereof as hereby is otherwiſe provided for, any thing herein to the contrary hereof in any wiſe notwithſtanding.

An Act to Enable the Mayor, Aldermen and Commonalty of the City of *Albany* to defray the Publick & Neceſſary Charge of the ſaid City.

WHereas it is highly Reaſonable that the Publick and Neceſſary Charges of the City of *Albany* be duly ſatisfied and defrayed, *Be it therefore Enacted by his Excellency the Governour, Council and General Aſſembly of this Colony, and it is hereby Enacted by the Authority of the ſame,* That it ſhall and may be lawful to and for the Mayor, Aldermen and Commonalty of the City of *Albany*, for the time being, and they are hereby fully Authorized and Impowered to order the Aſſeſſing and Levying on the Eſtates, Real and Perſonal, of all the Freeholders, Inhabitants and Sojourners of and in the ſaid City of *Albany*, ſuch Sum and Sums, not exceeding the Sum of *Sixty Pounds* Current Money of *New-York*, as they ſhall judge neceſſary for the defraying the Publick and Neceſſary Charges of the ſaid City.

Mayor and Aldermen to raiſe a Sum not exceeding 60 l.

And for the due and better Aſſeſſing, Levying and Collecting the Sum of Money ſo aſſeſſed and levyed, in manner aforeſaid, *Be it Enacted by the Authority aforeſaid*, That the Mayor, Aldermen and Commonalty of the ſaid City of *Albany*, for the time being, are hereby Directed and Authorized, on or before the Fifteenth Day of *Auguſt*, in this preſent year, to aſſemble and meet together in the City Hall of the ſaid City, and then and there to cauſe to come before them the Aſſeſſors and Collectors of the ſaid City of *Albany*, for the Aſſeſſing, Collecting and Receiving of the Publick Rates for defraying the Publick Charges of the ſaid City, for the time being, who are hereby appointed to be Aſſeſſors and Collectors for the Aſſeſſing and Collecting the Moneys to be raiſed by Virtue of this Act, and then and there Order and Direct the ſaid Aſſeſſors to make the Aſſeſſment of the ſaid Sum of Money ſo levyed and raiſed, as aforeſaid, on all and every the reſpective Freeholders, Inhabitants and Sojourners of and in the ſaid City, ſo that they Return their ſaid Aſſeſſment, under their Hands, into the Town-Clerk's Office of the ſaid City, on or before the Thirtieth Day of *Auguſt* then next enſuing, and then alſo Order and Direct the ſaid Collectors to Collect and Receive the ſame of and from the reſpective Freeholders, Inhabitants and Sojourners of and in the ſaid City, according to the Proportion they ſhall be Aſſeſſed and Rated, ſo that they pay in the Moneys, ſo collected and received, unto the Treaſurer of the ſaid City on or before the Fifteenth Day of *September* then next enſuing, to be afterwards diſpoſed of for the defraying of the Publick and Neceſſary Charges of the ſaid City, by Order of the ſaid Mayor, Aldermen and Commonalty of the ſaid City, as they ſhall ſee reaſonable and neceſſary.

Mayor and Aldermen to meet & direct the Aſſeſſors & Collectors.

Aſſeſſment to be returned into the Town Clerk's Office.

And Money paid in to the County Treaſurer.

And be it further Enacted by the Authority aforeſaid, That the ſaid Mayor and Aldermen of the ſaid City of *Albany* have, and ſhall have

by Virtue of this Act, full Power and Authority, each of them by himſelf, to Adminiſter to ſuch Aſſeſſor or Aſſeſſors appointed, or to be appointed for the Execution of this Act, an Oath, *That they ſhall Well and Truly Execute the Office of an Aſſeſſor, and Well and Truly, Equally, Impartially and in due Proportion Aſſeſs and Rate the Eſtates, Real and Perſonal, of the Free-holders, Inhabitants and Sojourners of and in the ſaid City of* Albany, *according to the beſt of their Skill and Knowledge; And therein ſhall Spare no Perſon for Favour or Affection, or Grieve any Perſon for Hatred or Ill Will.* And the ſaid Aſſeſſors are hereby Required to deliver a Copy of their Aſſeſſment, fairly written and ſubſcribed by them, in to the Town-Clerk's Office of the ſaid City, on or before the ſaid Thirtieth Day of *Auguſt.* And the ſaid Clerk is hereby Directed and Required to cauſe the Aſſeſſment ſo delivered to him, to be fairly Copied, and to be ſigned by the Mayor and any Two, or more, of the Aldermen of the ſaid City, and then forthwith to be delivered to the reſpective Collectors of the ſaid City, in order to cauſe the Collecting the Sum of Money aforeſaid to be paid in by the ſaid Collectors, unto the Treaſurer of the ſaid City, on the Fifteenth Day of *September* aforeſaid.

Form of the Aſſeſſors and Collectors Oath.

And be it further Enacted by the Authority aforeſaid, That if any Perſon or Perſons Elected, Nominated or Choſen, or to be Elected, Nominated and Choſen Aſſeſſors or Collectors, by Virtue of this Act, ſhall Deny, Refuſe, Neglect or Delay, or Unequally and Partially Aſſeſs the Free-holders, Inhabitants and Sojourners of the ſaid City, or ſhall Deny, Neglect, Refuſe or Delay to Collect any Sum or Sums of Money, in form before-mentioned Aſſeſſed, that then it ſhall and may be lawful for the Mayor and Aldermen of the ſaid City of *Albany,* for the Time being, or any Two of them, and who by this Act are Required and Impowered to do the ſame, by Warrant under their Hands and Seals, to commit ſuch Aſſeſſors or Collectors ſo denying, refuſing, neglecting or delaying, or Unequally or Partially Aſſeſſing or Refuſing to Collect, as aforeſaid, to the Common Goal, there to remain, without Bail or Mainprize, until he or they ſhall make Fine and Ranſom to his Majeſty for ſuch his Contempt, as aforeſaid. And upon ſuch Commitment the ſaid Mayor, Aldermen, or the major part of them, are hereby Required and Impowered, with all ſpeed, to appoint other Aſſeſſors and Collectors in the Room and ſtead of ſuch ſo committed to Goal, as aforeſaid. And ſuch Aſſeſſors or Collectors, ſo appointed in manner aforeſaid, ſhall be, to all Intents and Purpoſes, the Aſſeſſors and Collectors for the Executing this Act, in the Room and ſtead of thoſe committed, as aforeſaid, and be liable to the ſame Regulations, Pains and Forfeitues as the other Aſſeſſors and Collectors, by this Act, are liable unto.

Aſſeſſors or Collectors who neglect their Duty to be committed to Goal.

And be it further Enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall neglect or refuſe to pay the ſeveral Rates and Aſſeſſments where-with they ſhall, from Time to Time, be charged by this Act, for or in reſpect of his and their Goods and Chattles, Lands or Tenements, upon demand of the Collector or Collectors that are

Perſons refuſing to pay their Rate to be Diſtrained.

or

or ſhall be choſen and appointed to receive the ſame, or within Ten Days after ſuch Demand, that then it ſhall and may be lawful to and for ſuch Collector or Collectors, and they are hereby Required, for Non-Payment thereof, by Warrant under the Hand of the Mayor and Aldermen of the ſaid City, for the time being, or the major part of them, to Diſtrain the Perſon or Perſons ſo refuſing or neglecting to pay by his or their Goods or Chattles, or Diſtrain in and upon the Meſſuages, Lands and Tenements ſo charged, and the Goods and Chattles then and there found, and the Diſtreſs ſo taken to carry away, and the ſame to expoſe to Sale within the ſaid City, for the Payment of the ſaid Rate or Aſſeſſment; and the Over-plus coming by the ſaid Sale, if any be, over and above the Charges of taking and carrying away the ſaid Diſtreſs, to be immediately Returned to the Owner thereof.

The Diſtreſs to be Sold.

An Act to Enable the Juſtices of the Peace in *Queens County* to Finiſh and Compleat the Goal and Court-Houſe, already Erected in the ſaid County.

WHereas the Juſtices of the Peace of *Queens County* on the *Iſland of Naſſau*, or the greater Number of them, have by Virtue of an Act of the General Aſſembly, paſs'd in the ninth Year of his Majeſty's Reign, entituled, *An Act to Revive an Act, entituled, An Act to Authorize the Juſtices of the Peace to Build and Repair Goals and Court-Houſes in the ſeveral Counties of this Province*, ſo far as it relates to *Queens County*, Raiſed, Levyed and Collected of, from and upon all and every the Freeholders, Inhabitants and Sojourners within the County aforeſaid, the Sum of *Four Hundred Pounds*, for and towards the Building a Goal and Court-Houſe of a larger Dimenſion than the former Goal and Court-Houſe was.

And whereas the Juſtices of the Peace aforeſaid, or the greater number of them, have out of the Money, Raiſed, Levyed and Collected, as aforeaid, already Built and Erected ſuch a Structure within the Town of *Jamaica*, as is generally eſteemed, deemed and allowed of to anſwer the End and Purpoſe aforeſaid. But for as much as the Money ſo raiſed, levyed and Collected, as aforeſaid, was not ſufficient to Finiſh the outſide Work of the ſaid Building, ſo far as it is carried on already, unleſs ſome or all of the aforeſaid Juſtices had Engaged their Perſonal Security and Credit for payment of ſuch part as it proved Deficient. And to the End the ſaid Juſtices may not Suffer by Engaging for ſo publick and neceſſary a Building, and that the ſame may be Compleatly Perfected and Finiſhed, as well for the Conveniency of holding Courts of Juſtice and Securing Priſoners, as for the Ornament and Reputation of the County aforeſaid, *Be it Enacted by his Excellency the Governour, Council and General Aſſembly, and it is hereby Enacted by the Authority*

of

of the ſame, That it ſhall and may be lawful for the Juſtices of the Peace, or the greater number of them, at the General Seſſions of the Peace to be held for the ſaid County, to Raiſe, Levy and Collect, of, from and upon all and every Freeholder, Inhabitant and Sojourners within the ſaid County, at ſuch time and times, as to them ſhall ſeem moſt Convenient, a Sum not exceeding the Sum of *Five Hundred Pounds*, by the ſame Rules, Methods, and under the ſame Regulations and Reſtrictions as are Enacted, Ordered and Directed in and by an Act of the General Aſſembly, entituled, *An Act to Authorize the Juſtices of the Peace to Build and Repair Goals and Court-Houſes in the ſeveral Counties within this Province*, paſs'd in the fifth Year of his Majeſty's Reign, in as full and ample manner, to all Intents, Conſtructions and Purpoſes whatſoever, as if the ſaid laſt mentioned Act (ſo far as it relates to *Queens County*) and every Clauſe and Article thereof, had been particularly and at large incerted in the Body of this Act.

Juſtices to raiſe a Sum not leſs than 500l.

And to the End there may be no delay in Finiſhing and Compleating the Court-Houſe and Goal aforeſaid, which it is conceived may better and ſooner be done and managed under the Care and Management of one Perſon, than many, *Be it further Enacted by the Authority aforeſaid*, That the Money to be Raiſed by Virtue of this Act, ſhall, from time to time, be paid by the ſeveral and reſpective Collectors unto Mr. *James Jackſon*, to be Imployed by him for Materials and Workman-ſhip, to and for the Uſe and Purpoſes aforeſaid, and to no other Uſe and Purpoſe whatſoever, according to ſuch Orders and Directions as he ſhall, from time to time, receive for that purpoſe, from the Juſtices of the Peace of the ſaid County, or the greater part of them; He the ſaid *James Jackſon* firſt giving ſufficient Security at the General Seſſions of the ſaid County, for his due and true Diſpoſition of the Moneys to be received by him by Virtue of this Act. And that he ſhall and will, at all times, be accountable for the ſame, when thereunto Required by the ſaid Juſtices at any of the General Seſſions to be held for the ſaid County.

The Tax to be paid to James Jackſon, who is to give ſecurity for duly applying what Money comes to his Hands.

And be it further Enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the above named *James Jackſon* to Retain in his own Hands for all the Money to be received by him, by Virtue of this Act, and for Imploying the ſame in Materials and Workmanſhip to and for the Uſe and Purpoſe aforeſaid, and for keeping and rendering Accounts thereof, *Two Pounds* for every *Hundred Pounds*, to be received and imployed by him, as aforeſaid, and ſo in proportion for a greater or leſſer Sum.

His Reward for receiving and paying the ſaid Money.

And be it further Enacted by the ſame Authority, That if ſhall and may be lawful to and for the Juſtices of the Peace aforeſaid, or the greater number of them, at the firſt or any other of the General Seſſions, to be held for the County aforeſaid, to name and appoint a Committee out of the ſame Juſtices, for the ordering and directing the ſaid *James Jackſon*, how and in what manner the Goal and Court-Houſe aforeſaid, ſhall be Finiſhed and Compleated, and the

A Committee to be appointed.

ſaid

ſaid *James Jackſon* is hereby Obliged to Obſerve the ſame accordingly, which ſaid Committee ſhall and may, from time to time, Inſpect, Examine and Audit all the ſeveral and reſpective Accounts for Workmanſhip and Materials already imployed, or hereafter to be imployed for and towards the Finiſhing and Compleating the Court-houſe and Goal before-mentioned; and for all ſuch Accounts as they ſhall find juſt, and do allow of, as ſuch, the ſaid Committee, or any Five of them ſhall iſſue Warrants for the ſame under their Hands and Seals, directed to the aforeſaid *James Jackſon*, who is hereby Required to pay and diſcharge the ſame, in Courſe, out of the Moneys to be received by him, by Virtue of this Act, as he ſhall, from time to time, receive the ſame. And the Payment of all ſuch Warrants, with proper Receipts thereon, from the reſpective Perſons to whom they are payable, ſhall be good and ſufficient Vouchers to the ſame *James Jackſon* for ſo much as in ſuch Warrant or Warrants ſhall be mentioned and expreſt.

Juſtices to audit Accounts & grant Warrants which are to be paid in Courſe.

And be it further Enacted by the Authority aforeſaid, That in caſe there ſhall be any part left of the Money to be received by the ſaid *James Jackſon*, by Virtue of this Act, after the above-mentioned Court-houſe and Goal ſhall be Finiſhed and Compleated, all ſuch Over-plus ſhall be for the Benefit of *Queens County* aforeſaid, and that it ſhall and may be lawful for the Juſtices of the Peace, or the greater Number thereof, at any General Seſſions to be held for the ſaid County, to imploy the ſame for and towards the Payment of their annual County Charge.

The Money left of compleating ſaid Goal, to be applyed to the uſe of the County.

And that the good Purpoſes intended by this Act may not be Defeated or Delayed, *Be it further Enacted by the Authority aforeſaid*, That upon the Death, Removal or Neglect of the before-named *James Jackſon* to do and perform the ſeveral Services hereby directed to be performed by him, it ſhall and may be lawful to and for the Juſtices of the Peace aforeſaid, or the greater Number of them, or for the Committee to be appointed out of them, in manner aforeſaid, to Name, Conſtitute and Appoint one or more Perſons in his ſtead, who ſhall have the ſame Power and Allowance, and be under the ſame Regulations and Reſtrictions as if he or they had been expreſly named in the Body of this Act.

In caſe of Jt. Jackſon's Death or Removal the Juſtices to appoint another in his place.

An Act to Prevent Damages by Swine in *Dutches County*, and in the Mannor of *Livingſton*, and in the Precinct of the Mannor of *Ranſlaerwyck*, called *Claverack*, in the County of *Albany*.

BE It *Enacted by his Excellency the Governour, Council and Aſſembly, and by the Authority of the ſame*, That within *Dutches County*, the Mannor of *Livingſton*, and the Precinct of the Mannor of *Ranſlaerwyck*, called *Claverack*, from and after the Publication of this

Swine that run at liberty to be Impounded.

this Act, no Swine, ſmall or great, ſhall or do run at liberty in Streets, Lanes, Meadows, or Undivided or Common Land, or within their Neighbours Fields or Incloſures, upon any Pretence or Excuſe whatſoever, under Penalty, That it ſhall and may be lawful for any Perſon or Perſons who ſhall find any Swine at liberty, as aforeſaid, after the Publication hereof, either in the Streets, Lanes, Meadows, Common or Undivided Lands, or the Fields or Incloſures of any Perſon, except the Fields and Incloſures of the Owners of the ſaid Swine, to take the ſaid Swine and them to Impound in any Pound in the ſaid Town or Precinct where they ſhall be taken, there to remain until the Owner or Owners of ſuch Swine ſhall pay and ſatisfie, for the firſt Offence, the Sum of *Nine Pence*, lawful Money of this Colony, for each Swine ſo found and impounded, to him who ſhall take, impound and keep the ſame. And for the ſecond Offence, and every Offence after, the Sum of *Three Shillings*, to be paid in manner aforeſaid. And in caſe it ſhall ſo happen, that after Eight and Forty Hours Notice of ſuch Impounding the Owner or Owners of ſuch Swine ſhall or will not Redeem his or their Swine, by paying the Penalties aforeſaid, that then it ſhall and may be lawful for the Perſon or Perſons ſo taking and Impounding ſuch Swine to expoſe the ſame to open Sale to the higheſt Bidder, and the Money ariſing from ſuch Sale to diſpoſe of, the one half to his own proper Uſe, and the other to the Overſeers, for the uſe of the Poor of the Town or Precinct where ſuch Swine ſhall be taken and impounded.

If the Owner of ſuch Swine do not Redeem them they are to be Sold to the higheſt bidder.

Three Pounds to be erected in Dutches County.

And be it further Enacted by the Authority aforeſaid, That there ſhall be Three general Pounds in *Dutches County*, which ſhall be erected at the Publick Charge of the ſaid County, That is to ſay, One in the *North Ward*, One in the *Middle Ward*, & One in the *South Ward*: And that it ſhall and may be lawful for the Juſtices, or the major part of them of the ſaid three reſpective Wards, to nominate the Pounder of ſaid general Pounds, who ſhall ſo continue till the firſt *Tueſday* in *April* next, when the reſpective Inhabitants of the ſaid three Wards are to Chuſe yearly, during this Act, the Pounder for the ſucceeding years.

Four Pounds to be erected in the Mannor of Livingſton.

And be it further Enacted by the Authority aforeſaid, That there ſhall be Four general Pounds in the Mannor of *Livingſton*, which ſhall be erected at the Publick Charge of the ſaid Mannor, That is to ſay, One in the Precinct near where the Church ſtands, One in the Precinct where *Jacob Vosburgh* lives, One in the *Tarwards*, and One at *Taghkanik*, and Four Pounders choſen yearly at the Time when Officers for every reſpective City and County in this Province; Which general Pounds ſhall be for other Creatures that may commit Damage to the Neighbourhood, as well as for Swine; and that the Pounders may be nominated in the mean time, till ſuch Choice can be made, by the Juſtices of the Peace that live in that or next to that Precinct where the general Pound is to be made and erected.

And be it further Enacted, That this Act ſhall no way bar or exclude any Man from Damages done by Swine or other Creatures, but

but that the ſame may be had and Recovered as if this Act had never been made.

Provded always, That every and all Act and Acts heretofore made to Remedy Damages done by Swine, Be and Continue in their full Force, any thing in this Act notwithſtanding. And this Act ſhall Remain in Force till the firſt *Tueſday* in *April*, One Thouſand Seven Hundred Twenty Seven.

Provided alſo, That this Act, ſo far as it relates to *Dutches County*, ſhall not extend to the South ſide of the *Fish-kill*, any thing herein contained to the contrary thereof in any wiſe notwithſtanding.

An Act to prevent Boats and other Veſſels, and the Goods put on Board of them, from being Interrupted or Moleſted, whilſt their Navigation is confined within this Colony.

WHereas it has been Repreſented to the General Aſſembly, That many Boats and other Veſſels, or the Goods, Wares and Merchandizes put on Board thereof by the Owners, and others, in order to Tranſport the ſame from the City of *New-York* to ſome other part or place within this Colony, have frequently been ſeized, troubled and moleſted, under Colour and Pretence, that ſuch Boats and other Veſſels, and the Goods, Wares and Merchandizes loaden on Board thereof, ſhould firſt have been Entered at the Cuſtom-Houſe in *New-York*, notwithſtanding ſuch Veſſels and Goods belong to his Majeſty's good Subjects within this Province, and are not deſigned to be carried out of the ſame, whereby the ſaid Subjects have not only been delayed and obſtructed in their lawful Affairs, but put to great and unreaſonable Charge and Expence before ſuch Seizures were Removed.

To prevent which Hardſhips for the future, the General Aſſembly pray that it may be Enacted, *And be it Enacted by his Excellency the Governour, Council and Aſſembly, and by the Authority thereof*, That after the Publication of this Act, no Perſon or Perſons whatſoever, either Owner or Owners of any Boat or other Veſſels, or any Perſon or Perſons that ſhall put any Goods or Merchandize a Board of ſuch Boat or Veſſel, in order to carry the ſame to any place in this Government, ſhall be obliged to Enter or Clear ſuch Boat or Veſſel, or ſuch Goods therein laden, at the Cuſtom-Houſe, or pay any Fee or Reward to any Perſon whatſoever for the ſame, but may freely put a Board any Goods in any Boat, or other Veſſel, in order to be carried or Tranſported to any Town, Mannor, Precinct or Plantation within this Province, without any Reſtraint or Moleſtation whatſoever.

Goods put on board Veſſels to be carried to any place in this Government not to be entered in the Cuſtom-Houſe.

And be it further Enacted by the ſame Authority, That if any Perſon or Perſons under Colour of Power or Authority from the

Penalty on Officers for obſtructing ſuch Tranſportation.

Officers of the Cuſtoms of the Port of *New-York*, or under any Colour or Pretence whatſoever, ſhall ſeize, trouble, moleſt or obſtruct any ſuch Boats, or other Veſſels, or the Goods, Wares and Merchandizes, at any time after the Publication of this Act, contrary to the true intent and meaning thereof, every ſuch Perſon or Perſons ſo Seizing, Troubling, Moleſting or Obſtructing ſuch Boat or other Veſſels, or the Goods, Wares and Merchandizes to be put on Board of them, with an intent to Tranſport the ſame to ſome other parts within this Colony, or asking, demanding or receiving any Fee or Reward from the Owner or Owners of ſuch Boats, Veſſels or Goods, ſhall Forfeit the Sum of *Twenty Pounds* Current Money of this Colony, which Forfeiture ſhall be to the uſe of him or her who ſhall ſue for the ſame, by Action of Debt, Bill, Plaint or Information, in any of his Majeſty's Courts of Record within this Province, ſo nevertheleſs as that ſuch Proſecution be had and made within three Months after the Offence or Offences are Committed.

Officers may ſearch ſuch Veſſels for goods liable to be ſeized.

Provided always, That no Perſon or Perſons being Officers of his Majeſty's Cuſtoms, ſhall be ſued, proſecuted or moleſted for making ſearch for any Goods Prohibited, or for which his Majeſty's Dues and Cuſtoms have not been paid, or for ſeizing any Boat or other Veſſel, or any Goods therein laden, altho' the ſame belong and were to be Tranſported in manner aforeſaid, if the ſame ſhould have been liable to a lawful ſeizure by the Laws of the Kingdom of *Great Britain* or of this Province, any thing herein to the contrary hereof in any wiſe notwithſtanding.

The fore-going Acts were Publiſhed the 24*th of* July, 1724.

The following Act was paſt in the Ninth year of his Majeſty's Reign, 1722.

An Act for the Payment of the Repreſentatives of the City and County of *Albany*.

WHereas by an Act of the General Aſſembly of this Colony, made in the fourth year of her late Majeſty's Reign, entituled, *An Act for defraying the Common and Neceſſary Charges of the Mannor of* Ranſlaerwick *in the County of* Albany, it was, amongſt other things, enacted, That the Wages paid to their Repreſentative ſhall be the Sum of *Ten Shillings* for each day of their Service in the General Aſſembly of this Colony. And whereas the Supervizors of the ſaid City and County have, of late, been unwilling to allow the ſaid Wages to the Repreſentatives of the ſaid City and County, but inſtead thereof have only allowed and raiſed the Sum of *Six Shillings per Diem*,

Be it therefore Enacted by his Excellency the Governour, and Council, and General Aſſembly, and it is hereby Enacted by the Authority of the ſame, That the Supervizors of the ſaid City and County are hereby Directed to allow and raiſe for all and every the preſent Repreſentatives of the ſaid City and County, reſpectively, ſo much of the ſaid Wages of *Ten Shillings per Diem* for their reſpective Service in the General Aſſembly of this Colony, according to their reſpective Certificates dated the Twenty Seventh Day of *July*, in the year of our Lord One Thouſand Seven Hundred and Twenty One, containing Eighty Two Days (Journey Days excepted) as hath been by the ſaid Supervizors neglected to be raiſed, to make up the Sum of *Ten Shillings per Diem* for each of the ſaid Repreſentatives of the ſaid City and County. And the Supervizors of the ſaid City and County, for the time being, ſhall, from Time to Time, allow the Sum of *Ten Shillings per Diem* for each Repreſentative in the ſaid City and County, for ſo many Days as the Certificates thereof ſhall, reſpectively, expreſs, with their Journey Days, not exceeding Eight Days for Coming, and the like for Going. And if any Supervizor or Supervizors ſhall, at any time or times hereafter, refuſe or neglect to put this Act in execution, ſo far forth as it ſhall concern the ſaid Supervizors, or any of them, ſo that the Money appearing due by the ſaid Certificates and Journey Days, to be produced to them in manner aforeſaid, be not raiſed on or before the Firſt *Tueſday* in the Month of *February*, yearly, and every year hereafter, every ſuch Supervizor ſhall, for every ſuch Offence Forfeit the Sum of Fifty Pounds Lawful Money of this Colony, to be Recovered by any Perſon injured, wronged or delayed, that ſhall Sue and Proſecute to effect for the ſame, in any Court of Record within the ſaid City and County, any Law, Uſage or Cuſtom to the contrary hereof in any ways notwithſtanding.

Provided, That this Act, nor any Clauſe therein contained ſhall be conſtrued to oblige the Free-holders and Inhabitants of the Mannor of *Ranſlaerwick*, Townſhip of *Schenectady*, and the Mannor of *Livingſton*, or any of them, to pay any other Repreſentative than ſuch Repreſentative as ſhall be choſen to ſerve for the ſaid Mannor of *Ranſlaerwick*, Townſhip of *Schenectady*, and Mannor of *Livingſton*, reſpectively.

And Be it further Enacted by the Authority aforeſaid, That the Supervizor or Supervizors for the Town of *Schenectady*, in the ſaid County of *Albany*, be, and are hereby directed, at their next Meeting, to take effectual care that the Arrears due to their Repreſentative in General Aſſembly be duly paid and ſatisfied.

The following Act was paſſed in the 8th year of Queen *Anne*.

An Act to Repeal an Act of General Aſſembly, entituled, *An Act to Oblige Robert Livingſton to account, according to the purport of an Act, entituled, An Act appointing and enabling Commiſſioners to take and ſtate the Publick Accounts of this Province.*

WHereas an Act of Aſſembly was made in the year One Thouſand Seven Hundred and One, entituled, *An Act to Oblige Robert Livin ſton to Account, according to the purport of an Act, entituled, An Act appointing and enabling Commiſſioners to take the Publick Accounts of this Province*, wherein and whereby the ſaid *Robert Livingſton* ſtood charged with the Receipt of the Sum of Seventeen Thouſand Sixty Nine Pounds Nineteen Shillings and Two Pence Farthing (alledged in the ſaid Act) by reaſon of ſpecious pretences of his Diſburſements for the Publick, from the Year 1683. to the Year 1701. of which Sum he is thereby required to give an Account to the ſaid Commiſſioners, under the Penalty of Forfeiture and Confiſcation of his Eſtate, Real and Perſonal, to that Value; he being before that time prevented of having the benefit of his Vouchers by the late Lord *Bellomont*, who in the year 1698. had Commanded them into his own Poſſeſſion from the then Clerk of the Council, was not able to finiſh the ſaid Account, until the arrival of the Viſcount *Cornbury*, late Governour General of this Province, who laid his Commands upon the Counteſs of *Bellomont*, to make Reſtoration of ſaid Vouchers, which was performed accordingly. Whereupon the ſaid *Robert Livingſton*, did ſoon after compleat his Account of the ſaid Sum, to the Satisfaction of the late Governour and Council, who thereupon on the ſecond of *Februaty*, One Thouſand Seven Hundred and Two, did, by order of Council, Reſtore the ſaid *Robert Livingſton* to the peaceable Poſſeſſion of his Eſtate, Real and Perſonal, in the City of *New-York*, which had been Confiſcated by virtue of the aforeſaid Act, and an Office of Inqueſt thereof found by the Eſcheator General of the Province of *New-York*, in Obedience to an Order of Capt. *John Nanfan*, Lieut. Governour, and the Council of New-York.

And whereas the aforeſaid Act of Aſſembly by another Act of Aſſembly of this Province, made in the firſt year of the Reign of our Sovereign Lady Queen *Anne*, entituled, *An Act Repealing ſeveral Acts of Aſſembly, and declaring other Ordinances, publiſhed as Acts of Aſſembly, to be void*, amongſt other Acts of the next proceeding Aſſembly, and Sentences, Judgments, Decree, Order, Ordinances and Edict, entituled, made, promulgated as Act or Acts of General Aſſembly, or Law or Laws of this Colony, ſince the firſt Day of *Auguſt*, 1701. were and thereby have been declared and enacted to be utterly and wholly Fruſtrate, Nulland Void.

And whereas it has ſeemed good to her Royal Majeſty, ſince that time, to grant her Royal Approbation to ſome or one of theſe Laws, as aforeſaid Repealed by the aforeſaid Act of Aſſembly, in order whereunto her Majeſty has been graciouſly pleaſed to Repeal that Act. entituled, *An Act Repealing ſeveral Acts of Aſſembly, and declaring other Ordinances publiſhed as Acts of Aſſembly, to be Void*; by means whereof that Act of Aſſembly, entituled, *An Act to Oblige Robert Livingſton to Account, according to the purport of an Act, entituled, An Act for appointing and enabling Commiſſioners to take and ſtate the Publick Accounts of this Province*, is become Revived, to the great Danger of the ſaid *Robert Livingſton*. For prevention whereof,

Be

Be it Enacted by the Lieut. Governour, Council and General Aſſembly of the Colony of New-York, *and by the Authority of the ſame*, That the ſaid Act, entituled, An Act to Oblige *Robert Livingſton* to account, according to the purport of an Act, entituled, An Act for the appointing and enabling Commiſſioners to take and ſtate the Publick Accounts of this Province; and all and every Article, Clauſe, Forfeiture, Confiſcation and Penalty therein contained, is, and ſhall from henceforth be utterly Void to all intents and purpoſes; and all Proceſs thereupon which has already Iſſued, or hereafter may Iſſue againſt the ſaid *Robert Livingſton* and his Eſtate, Real and Perſonal whatſoever, is hereby likewiſe declared Null and Void to all Intents, Conſtructions and Purpoſes; And the ſaid *Robert Livingſton* is hereby Reſtored unto and Protected in the Peaceable Enjoyment of all his Eſtate, Real and Perſonal in *New-York*, which he had and enjoyed at the time of the making of the ſaid Act of Aſſembly, entituled, An Act to Oblige *Robert Livingſton* to account, according to the purport of an Act, entituled, An Act for appointing and enabling Commiſſioners to take and ſtate the Publick Accounts of this Province; the ſaid Act of Aſſembly, or any Proceſs whatſoever, Inqueſt or Office of Record found by the Eſcheator General aforeſaid, or any other, againſt the ſaid *Robert Livingſton* or his Eſtate, Real and Perſonal, or any part thereof, or any other Law or Act to the contrary thereof in any wiſe notwithſtanding.



An Ordinance for Regulating and Eſtabliſhing Fees.

By his Excellency *Robert Hunter*, Eſq; Capt. General and Governour in Chief in and over the Provinces of *New-York*, *New-Jerſey*, and of all the Territories and Tracts of Land depending thereon in *America*, and Vice-Admiral of the ſame, &c. in Council, this 19th Day of *October*, in the Ninth year of her Majeſty's Reign, *Annoq; Domini* 1710.

WHereas her moſt Sacred Majeſty by her Additional Inſtructions to his ſaid Excellency, bearing Date at *St. James*'s the thirtieth Day of *December*, One thouſand ſeven hundred and Nine, in the eighth year of her Reign, therein reciting, That whereas ſhe had thought fit from a Repreſentation of the Commiſſioners of Trade and Plantation, to Repeal two Acts paſt in the Province of *New-York*, the one entituled, *An Act for Regulating and Eſtabliſhing Fees*, the other entituled, *An Act to Relieve this Colony from divers Irregularities and Extortions*. And that whereas the Table of Fees ſettled in the ſaid Province of *New-York* in *September*, One thouſand ſix hundred ninety Three, would again be in Force until further Proviſion ſhould be made for the Officers in the ſaid Province, It was her Majeſty's Will and Pleaſure, that after his ſaid Excellency's arrival at *New-York*, that he ſhould, as ſoon as conveniently may be, Re-conſider the ſaid Table of Fees of One thouſand ſix hundred ninety Three, and with the Advice and Aſſiſtance of her Majeſty's Council (if need ſhould be) prepare ſuch another Table of Fees as ſhould make a reaſonable Proviſion for the ſaid Officers, and be moſt agreeable to the Circumſtances of her ſaid Majeſty's Province. In Purſuance whereof, and that a Reaſonable Proviſion may be made for all Officers, reſpectively, within this her Majeſty's Province of *New-York*, in due proportion to their reſpective Services, and agreeable to the Circumſtances of the ſaid Province, his Excellency the Governour, by and with the Advice and Aſſiſtance of her Majeſty's Council for the ſaid Province, and by Virtue of the Power & Authority to him given by her Majeſty's Letters Patents under the great Seal of *Great Britain*, hath thought fit to *Ordain and Declare*, and his ſaid Excellency the Governour, by and with the Advice and Aſſiſtance aforeſaid, *Doth hereby Ordain and Declare*, That from and after the firſt Day of *December* next enſuing, No Officer or other Perſon or Perſons whatſoever, for any Service or Services by him or them to be done and performed in their reſpective Offices, or for or in reſpect of his or their ſaid Office or Offices, for any Fee, Perquiſite or other Benefit or Reward, ſhall exact, demand or aſk any greater or other Fee or Fees, Sum or Sums of Money for the Diſcharge of his or their ſeveral and reſpective Duty or Duties in their reſpective Offices, other than what hereinafter is allowed and eſtabliſhed for the ſame, *viz.*

The Governour's Fees.

FOr the Great Seal to every Patent, for and under one Hundred Acres of vacant and unappropriated Land, *Twelve Shillings.*

For the great Seal to every Patent upwards of one hundred Acres, each hundred Acres of like Land, *Ten Shillings.*

For the great Seal to a Confirmation for Renewing of a Patent, *Twenty Shillings.*

For a Licence of Marriage, *Ten Shillings.*

For his Seal to Letters of Adminiſtration, *Ten Shillings.*

For a Certificate under his Hand and Seal, to go beyond Sea, *Ten Shillings.*

For a Liſence to purchaſe Land of the *Indians*, *Twenty Shillings.*

For his Hand and Seal to a Paſs for a Veſſel to *Europe*, *Ten Shillings.*

For the like to the *Weſt-Indies*, *Six Shillings.*

For the like to any Neighbouring Colony, *Two Shillings.*

For his Seal to the Probate of a Will, *Ten Shillings.*

The Secretary's Fees.

FOr a Confirmation of a Patent for a Houſe and Lot of Land formerly poſſeſt, *viz.* Engroſſing, Fiat, Sealing and Recording, *Forty Shillings.*

For

An Ordinance for Eſtabliſhing Fees.

For a Patent for New Land, for or under One Thouſand Acres, *viz.* Ingroſſing, Fiat, Sealing and Recording, *Three Pounds.*

For a Patent for New Land for above one Thouſand Acres, *viz.* Ingroſſing, Fiat, Sealing and Recording, *Five Pounds.*

For Exemplification of a Patent, *viz.* Ingroſſing, Fiat and Sealing, *Forty Shillings.*

For a Patent for a New Townſhip, *Six Pounds.*

For a Confirmation of a Townſhip or Mannor, *Four Pounds.*

For a Confirmation of a Patent for above one Thouſand Acres of Land, *Three Pounds.*

For drawing the Depoſition of Witneſſes to a Will, engroſſing the Will and Probate and Recording the ſame, for every ſheet containing ſixteen Lines, and eight Words in a Line, *One Shilling and ſix Pence.*

For Swearing the Witneſſes and Executor, for each, *One Shilling and ſix Pence.*

For drawing every Fiat or Order for Adminiſtration, & Swearing the Adminiſtrator, *Six Shillings.* For Drawing, Engroſſing and Recording the Adminiſtration, for every ſheet containing Sixteen Lines, and eight words in a Line, *One Shilling and ſix Pence.*

For drawing the Adminiſtration Bond, computing the ſame way, per ſheet, *One Shilling and ſix Pence.* For a Commiſſion to take the Probate of a Will, or to Swear an Adminiſtrator, *Nine Shillings.*

Filing the Original Will, and affixing the Seal, each *One Shilling and ſix Pence.*

For filing the Fiat for Adminiſtration, and affixing the Seal, for each 18 *Pence.*

Recording an Inventory, *per page*, containing ſixteen Lines and eight Words in a line, per page, *One Shilling and ſix Pence.*

Filing the Inventory and Swearing the Executor or Adminiſtrator, for each *One Shilling and ſix Pence.* For a Citation, *Six Shillings.*

For Recording Deeds, Mortgages, Conveyances, and other Writings, *per page*, each page containing 16 Lines, and eight words in a Line, *One Shilling and ſix Pence.*

Copies of Deeds, Mortgages, Conveyances and other Writings Recorded, or of any other Papers or Writings, *per page*, containing as aforeſaid, *One ſhillings and ſix Pence.*

For a Search, for the firſt year *Eighteen Pence.* Every year back *Nine Pence.*

For a Lifence of Marriage, and Bond, *Fifteen ſhillings.*

For a Ticket for a Perſon to depart the Province, *One ſhilling and ſix Pence.*

For a Paſs for a Veſſel to *Europe*, and bond, *Ten Shillings.* The like to the Weſt-Indies, *Six ſhillings.* For the like to the Neighbouring Colonies, *Two ſhillings.*

For an Order under the Governor's Hand, or his Hand and Seal, *Six ſhillings.*

For entring a Caveat, *One Shilling and ſix Pence.*

For a Commiſſion under the broad Seal for a Place of Profit, *Twenty four Shillings.*

For a Commiſſion under the Governor's Hand & Seal for a Place of Profit, 18 *ſhillings.*

For each Juſtice incerted in a Commiſſion of the Peace, *Six ſhillings.*

For a Commiſſion for a Place of no Profit, for Feild Officers, *Twelve ſhillings.* For Captains, *Eight ſhillings.* For Subalterns, *Six ſhillings.*

For a Liſence for an Attorney to Practiſe, *Three Pounds.*

For drawing a Certificate to paſs under the Broad Seal, or any other Seal, and for Engroſſing the ſame, *per ſheet*, containing 16 Lines, and eight words in a line, 18 *Pence.*

For Attending the Courts, or elſe-where, with an Original Will or Record, for each Day, *Twelve Shillings.*

The Clerk of the Councils Fees.

FOr Reading a Petition in Council, for Money, *One Shilling.*

Reading a Petition for other Matters, *Five ſhillings.* Filing a Petition, *One ſhilling.*

For Filing other Papers at the Partys Requeſt, or by Order, *One ſhilling.*

For an Order of Council, *Three ſhillings.* A Copy of an Order of Council, *Three ſhillings*

For Attending the Committee of the Council, on a Reference, *Ten Shillings*

For drawing a Report of a Committee, *Five Shillings.*

For a fair Copy thereof, *Two ſhillings and ſix Pence.*

For

Reading a Report of the Committee at the Council Board, *Two ſhillings.*
Filing a Report, *One Shilling.* For a Copy of a Petition, *Three Shillings.*
A Copy of other Papers, *per ſheet*, each ſheet containing 16 Lines, and eight words in a line, *One ſhillings and ſix Pence.*
Reading Writings and Evidences, for each, *One ſhilling and ſix Pence.*
Swearing Perſons, for each, *One ſhilling.*
Drawing Liſence to purchaſe Land of the Indians, writing fair and entring in the Book, *Twelve ſhillings.*
Drawing a Warrant of Survey, writing the ſame fair, and entring in the Book, *Twelve ſhillings.* For Drawing a Warrant for the Attorney General to prepare a Patent, writing it fair, and entring it in the Book, *Twelve ſhillings.*
A Warrant for Payment of Money, and entring it in the Book, *Three ſhillings.*
Reading a Private Bill firſt time, ſecond time & third time, for each *Five ſhillings.*
Entring the Agreement of the Council to a Bill, *Four ſhillings.* For Engroſſing three parts thereof, and Parchment, for each *Eighteen ſhillings.*
Affixing three Seals, and Wax, for each *Six ſhillings.*

Fees for the Court of Forty Shillings, or under.

FOr the Summons, *Nine Pence.* For Serving the Summons, for one Miles Riding or under, *One ſhilling.* Every Mile more, *Six Pence.*
The Judgment, *One ſhilling.* For the Summons for Evidence, *Six Pence.*
Serving the ſame, within one Mile, *One ſhilling.* Every Mile more, *Six Pence.*
The Jury for the ſame, each Juror *Nine Pence.*

Fees for the Juſtices, in or out of Seſſions.

EVery Warrant of Appearance, *One ſhilling and ſix Pence.*
The Juſtices Clerk for a Bond, *Two ſhillings.*
Taking Bail in or out of Court, *One ſhillings ſix pence.*
Acknowledging a Deed, *One ſhilling and Six Pence.* For a Liſence to ſell Drink, *One Shilling and Six Pence.* The Clerk for the Bond for the ſame, *Two Shillings.*

The Judge and Juſtices Fees for the Court of Common-Pleas.

ALl Actions from Forty Shillings to Twenty Pounds, One ſhilling & six Pence. From Twenty Pounds, and upwards, Three Shillings.
Every Judgment of Court, Nine Pence. For Signing an Execution, Six Pence.
Admittance of a Guardian, One Shilling and six Pence.
Swearing the Witneſſes to a Will, One Shilling and six Pence.
A Certificate for the ſame to the Secretary's Office, One ſhilling & six Pence.
Acknowledging Satisfaction on Record, Nine Pence.
Taxing and ſigning a Bill of Coſt, Six Pence.

Fees for the Clerk of the Seſſions, and Court of Common-Pleas.

DRawing every Warrant to ſearch for ſtolen Goods, or to come before the Juſtices to be examined upon any caſe Criminal, *One ſhilling and ſix Pence.*
Drawing Affidavits, or taking Examinations, each *One ſhilling and ſix Pence*
Taking Recognizance, and drawing it up in form, *One ſhilling and Six Pence.*
Every Mittimus, *Two ſhillings.* For drawing every Indictment, and engroſing the ſame on Parchment, *Four ſhillings and Six Pence.*
Receiving, Filing and Reading the ſame, Nine Pence.
Subpœna for each Evidence, Six Pence.
A *Venire facias*, or other Writ, One Shilling and ſix Pence.
Entring the Defendants Appearance, Nine Pence.
Entring the Pannel, and Swearing the Jury, Two Shillings.
Swearing each Evidence, Six Pence. Swearing a Conſtable, Six Pence.

Reading

FOR

Reading each Evidence, Petition, &c. in Court, Six Pence.
Taking and entring Verdict, One ſhilling.
Entring Judgment, and the Fine, One ſhilling and three Pence.
Entring the Defendants Confeſſion, One ſhilling and three Pence.
An Execution, Two ſhillings.
Making up the Record, and filing the ſame, Four ſhillings and ſix Pence.
Every Order or Rule of Court, Nine Pence.
Entring a *Nole Proſequi* or *Ceſſat Proceſſus*, Three Shillings.
A Venire for a Jury to enquire into Riots, Forcible Entries, Detainers, *&c.* Two Shillings.
Drawing and Ingroſing Inquiſition, and returning the ſame, Six Shillings.
Receiving, Reading and Filing every Town Order brought to be allowed at the Court of Seſſions, and entring the Confirmation, and Recording the ſame, as in other Caſes, *per page*, each page containing 16 lines, and eight words in a line, One Shilling and Six Pence.

In the Common Pleas.

EVery Writ of Capias, One ſhilling and Six Pence.
Entring the Action, Six Pence.
A Bond given by the Plaintiff, when he is not known to be a Freeholder, One ſhilling and Six Pence. For drawing a Declaration, Three ſhillings.
Filing the ſame, Six Pence. For Diſcontinuance or Retraxit, One ſhilling.
Altering the Declaration, and admitting the Defendant in a Declaration of Ejectment, One ſhilling and three Pence.
Entring every Motion, and the Rule thereon, One ſhilling.
Entring the Defendant's Appearance, Nine Pence.
Taking Special Bail in Court, or out, One ſhilling and ſix Pence.
Drawing every Plea, Replication, Rejoynder, &c. & Filing the ſame, two ſhillings.
A Venire, One ſhilling and Six Pence. For receiving and entring the Pannel, and Swearing the Jury, One ſhilling and Six Pence.
Habeas Corpora Juratorum, One ſhilling and three Pence.
Subpœna for every Evidence, Six Pence.
Reading every Evidence in Court, Six Pence.
Swearing every Evidence, Six Pence. Swearing every Conſtable, Six Pence.
Bringing a particular Record into Court, Two ſhillings.
Receiving and entring Verdict, One ſhilling
Entering Satisfaction on Record, *Two ſhillings.*
Entering Judgment, *One ſhillings and Three Pence.*
Reading and entring Allowance of every *Habeas Corpus*, *Writ of Error* or *Certiorari*, and the Return, Four ſhillings. For an Execution, Two ſhillings.
Copying the Record, and returning it with the Writ, Two ſhillings.
Taking a Recognizance in Court, when a Cauſe is put to Arbitration, and puting the ſame into form to deliver to the Parties, Two ſhillings.
Drawing up a Juſtices Record upon the Statute of Treſpaſſes, Three ſhillings.
Attending the Sheriff upon a Writ of Inquiry of Damages, Swearing the Jury, &c. Four ſhillings, For every Writ of Inquiry, Two ſhillings & Six Pence.
Drawing and Engroſing the Inquiſition, Two Shillings and Six Pence.
Recording Deeds and other Writings, *per ſheet*, each ſheet containing 16 lines, and eight words in a line, One ſhilling and Six Pence.
Making up a Record, and Filing in the Office, Four ſhillings and Six Pence.
Endorſing the Probate, or Acknowledgment of any Publick Inſtrument, in or out of Court, One ſhilling and three Pence.
Searching the Records within one year, One ſhilling.
Every year back, four Pence half Penny.
Copies of Records, *per ſheet*, each ſheet containing ſixteen lines and eight words in a line, One Shilling and Six Pence.

The

An Ordinance for Eſtabliſhing Fees.

The Sheriffs Fees for the Supreme Court.

SErving a Writ, *Four ſhillings & Six Pence.* For every Mile from his abode, *ſix Pence* Sheriffs Fee on Bail Bond, *Six ſhillings.* Returning a Writ, *One ſhilling.*
A Venire, Twelve Shillings.
Serving an Execution under one hundred Pounds, *per Pound* One ſhilling.
Every Pound more, ſix Pence.
Serving a Writ of Poſſeſſion with the Aid of the *Poſſe Comitatus,* One Pound and Ten ſhillings. For every Mile from his Abode, ſix Pence.
Serving a Writ of Poſſeſſion without the Aid of the *Poſſe Comitatus, Fifteen ſhillings.*
Every Mile from his Abode, ſix Pence.
Serving a *Scire facias* and Return, Five ſhillings and ſix Pence.
Every Perſon committed into the Common Priſon, Three Shillings.
The Diſcharge of every Perſon out of Priſon, being committed, Three ſhillings.
Bringing up a Priſoner by *Habeas Corpus,* Twelve ſhillings.
Every Mile from the Place of taking him, ſix Pence.
Executing a Writ of Inquiry, and drawing Inquiſition, and Returning the Writ, Eighteen ſhillings.

The Sheriffs Fees in the Mayors Court, Court of Seſſions and Common-Pleas.

SErving a Writ and taking into Cuſtody, Three ſhillings.
Every Mile from his Abode, ſix Pence.
Every Bail Bond, Three ſhillings. For Returning a Writ, Nine Pence.
A Venire, ſix ſhillings. For Returning the ſame, Nine Pence.
Serving a *Scire facias,* and Return, three Shillings.
Serving an Execution, for every Pound under one hundred Pounds, ſix Pence.
Every Pound more, Three Pence.
Serving a Writ of Poſſeſſion with the Aid of the *Poſſe Comitatus, Twenty Shillings.*
Every Mile from his Abode, ſix Pence. For Serving a Writ of Poſſeſſion without the Aid of the *Poſſe Comitatus, Ten Shillings.*
Every Perſon committed to the Common Priſon, Two Shillings.
The Diſcharge of every Perſon out of the common Priſon, Two Shillings.
Executing a Writ of Inquiry, and drawing Inquiſition, and returning the Writ, Twelve Shillings. For Serving a Summons, One ſhilling.
The Sheriffs Fees on Commitment by a Warrant from a Juſtice of Peace, *three ſhillings*
Summoning a Jury on a Juſtice of the Peace's Warrant, on a Riot or Forcible Entry, Six Shillings.
The Sheriffs Fees in Criminal Matters, as executing Writs, &c. the like Fees as there is allowed him before, for the like Service, in Civil Cauſes.

The Cryers Fees for the Mayors Court, Court of Seſſions, and Inferior Common Pleas.

CAlling a Jury in each Cauſe, One Shilling. For Calling and Swearing every Witneſs, Four Pence half Penny. For calling every Verdict, Nine Pence. For calling each Action, One ſhilling. For the Perſon that ſhall ring the Bell or beat the Drum, for every Action depending in Court, Nine Pence. To the Cryer for Diſcharging every Perſon by Proclamation, One ſhilling and Six Pence.

The Jurys Fees for the Supreme Court. For every Jury-Man each Action, One ſhilling.

The Lawyers Fees for the Supreme Court.

A Retaining Fee, Six Shillings. A Term Fee, not exceeding three Terms, Five ſhillings.
Making out every common Proceſs, as *Capias, ſcire facias, &c.* Two ſhillings.
Every ſpecial Writ, as *Scire facias, Teſtatum, Capias Teſtatum, ſcire facias vendiſioni Exponas Procedendo, &c.* Three Shillings.

Every

Every Recognizance for ſpecial Pledges to Proſecute, Two ſhillings & 3 Pence.
Every common Declaration, four ſhillings. For a Copy thereof, eighteen Pence.
Every ſpecial Declaration, Replication, or other ſpecial Pleading, *per ſheet*, each ſheet containing twelve Lines, and ſix words in a line, One Shilling.
A Copy thereof, *per* ſheet, containing as aforeſaid, Nine Pence.
Drawing every General Iſſue, Six ſhillings. For entring the ſame on the Roll, and for Parchment, Six ſhillings.
Entring a Warrant of Attorney, Nine Pence.
Drawing up every ſpecial Iſſue, ſpecial Verdict or Demurer Book, *per* ſheet, coutaining as aforeſaid, One ſhilling and Six Pence. For entring the ſame on the Roll, *per* ſheet, containing as as aforeſaid, Nine Pence.
Every Notice of Tryal, One ſhilling. Every Ticket upon a Subpæna, Nine Pence.
Drawing every Judgment upon *Non ſum Informat. Cognovit Actionem* or *Nihil Dicit*, for want of a Plea, Six Shillings.
Entring every Judgment upon Verdict or Demurer, Three Shillings.
Entring every Continuanee, per Term, Eighteen Pence.
Entring Diſcontinuance, Eighteen Pence.
Entring every Appearance, Two ſhillings. For drawing and engroſing every Bail Piece, and attending on giving Bail, Three ſhillings.
Every *Habeas Corpus*, Three Shillings. For drawing every common Plea, as *Non Aſſumpſit, Non eſt Factum on Cel.* &c. for Filing, Three ſhillings.
Drawing every ſpecial Plea, Rejoynder, &c. *per* ſheet, Copy-wiſe, as aforeſaid, One ſhilling. For a Copy thereof, *per* ſheet, as aforeſaid, Nine Pence.
Drawing every *Non Proſequi*, three ſhillings. Entring the ſame on the Roll, 3 *shillings*.
Execution for Coſts, One ſhilling and ſix Pence.
ACopy and Service of a Rule, One ſhilling and ſix Pence.
A Brief for Tryal, ſix Shillings
A Copy thereof, if more than one Council be fee'd, Three ſhillings.
A Fee on Tryal, or Argument on a Demurer, or Writ of Error, Twelve ſhillings.
Drawing an Affidavit, *per* ſheet, containing as aforeſaid, ſix Pence.
A Copy thereof, containing as aforeſaid, Four Pence half Penny.
Attending the Judge, on Notice, Two ſhillings.
Attending on Executing a Writ of Inquiry, Five ſhillings. For Every Motion which is properly a Motion in the Courts in *Weſtminſter-Hall*, Five ſhillings.

All other Matters which are uſually done by giving Rules in ſome Office or Offices of the Courts of *Weſtminſter-Hall*, and have been uſually done there by Motion, to be continued ſtill to be done by Motion, but no particular Fee to be allow'd for it, it being included in the Term Fee above-mentioned.

The Fees for the Lawyers to be Taxed, purſuant to the Table of Fees above Regulated, Provided, that upon Taxing any Bill for Coſts, in a Cauſe tryed, there ſhall not be allowed for the whole above *Four Pounds*, unleſs in caſe of ſpecial Verdict, Demurer to Evidence, or ſpecial Pleadings, and then to be allowed according to the Particulars herein before mentioned, provided that the whole does not exceed *Five Pound Ten Shillings*.

The Lawyers Fees in the Court of Seſſions, Mayors Court, and Court of Common Pleas in every City and County thro'-out this Colony, for the proſecuaing any Action to a Judgment, ſhall not exceed in the whole *Twenty Shillings*; and for any Cauſe not proſecuted to a Judgment, the Lawyers Fees ſhall be Taxed, for the Service done by him, in proportion to the ſaid Twenty Shillings for proſecuting the Cauſe to a Judgment.

The Judges Fees of the Supreme Court.

ALlowing a Writ of Error, and marking the Roll, that the Writ of Error is allowed, Five ſhillings. For every Superſedeas, Three ſhillings.
Taking Bail, Three ſhillings. Filing every Bail-Piece or Recognizance, ſix Pence.

Signing

Signing every Writ of Privilege to remove any Cauſe, *Habeas Corpus*, *Procedendo*, *Certiorari* or *Prohibition*, Three ſhillings.
A Confeſſion of a Judgment, in or out of Court, Three ſhillings.
Acknowledging Satisfaction, in or out of Court, Three Shillings.
Acknowledging a Deed, Five ſhillings and ſix Pence.
Admitting an Infant to his Guardian, Five ſhillings and ſix Pence.
Taking Affidavit, One ſhilling. Admitting an Attorney, One Pound ten ſhillings.
Taxing a Bill of Coſts by the Chief Juſtice, Six Shillings.
Every Cauſe, to be paid on the firſt Motion, unleſs Criminal, Ten ſhillings.

The Clerks Fees of the Supreme Court.

SEaling a Writ, Entring the ſame, Filing the Ticket, and Entring on the Docket, Two ſhillings and three Pence.
Filing a Declaration, One ſhilling & Six Pence. Entring an Appearance, One ſhilling.
Copy of a Declaration, *Two ſhillings*. Filing all other Pleadings, for each, *One ſhilling*.
A Copy thereof or each One Shilling and Six Pence.
Entring a Rule, One ſhilling and Six Pence.
A Subpœna for Witneſſes, for four, or under, Two ſhillings and three Pence.
Each Witneſs above four, Six Pence.
Taking an Affidavit in Court, One ſhilling. For a Copy thereof, One ſhilling.
Swearing and Impannelling a Jury, Two ſhillings and three Pence.
The Return of a Writ, and Filing the ſame, One ſhilling.
Swearing each Witneſs, One ſhilling. Swearing a Conſtable, One ſhilling.
Reading each Writing or Evidence, One ſhilling. Filing the Roll, Three ſhillings.
Taking the Jury's Verdict, and entring the ſame in the Minits, Two ſhillings and three Pence. For Entering Judgment, Two ſhillings and three Pence.
A Retraxit or Diſcontinuance, One ſhilling and ſix Pence.
Copies of the Records, Pleadings, &c. *per ſheet*, each ſheet containing 16 Lines and eight words in a line, One ſhilling and ſix Pence.
A Summons to attend to ſtrike a Special Jury, One Shilling.
Attending and ſtriking a ſpecial Jury, and delivering a Copy thereof to each Party, for each Two ſhillings and three Pence.
Filing an Affidavit, or other Paper, on Requeſt, Nine Pence.
Endorſing a Probate of a Deed in Court, One ſhilling and Six Pence.
Entring Satisfaction on Record, One ſhilling and Six Pence.
Searching the Records within a year, One ſhilling and Six Pence. Every year back, Six Pence. For Reading a Warrant of Attorney in Court, Six Pence.
Taking ſpecial Bail in Court, One ſhilling and Six Pence.

FOR

In Criminal Cauſes.

A Copy of every Indictment in Felony, Treſpaſs, Aſſault, Battery, Force, Riot, &c. Two ſhillings.
Every Appearance to an Indictment or Information, One ſhillings.
The Diſcharge of any Perſon upon Bail, One ſhillings.
Every Imparlance upon an Indictment, One Shilling. For Proceſs againſt a Perſon upon an Information, or other Proceſs, Two ſhillings and Three Pence.
A Liſence to Compound with an Informer, Nine Pence.
The Plea to an Indictment or Information, Six Pence. For Copying all Pleadings *per ſheet*. 16 lines in a ſheet, and eight words in a Line, One ſhilling & Six Pence.
Relinquiſhing a Plea, Nine Pence. For a Submiſſione, Nine Pence.
Judgment thereon, One Shilling. For a Copy of the Traverſe, One ſhilling.
Every Subpæna for four Witneſſes, or under, Two Shillings and three Pence.
Every Witneſs more, ſix Pence. Every Appearance upon a Recognizance, ſix Pence.
Reading the Indictment, Information or Record, Six Pence.
Swearing every Evidence on Tryal, One ſhilling.

Entring

Entring Judgment on Information, One Shilling and ſix Pence.
Reſpiting every Recognizance, Nine Pence. Taking a Recognizance, 18 Pence.
Taking Security by Bond for Payment of Coſts, upon Indictment of Forcible Entry, Riot and Battery, *One ſhilling and Six Pence.*
Every Order or Rule of Court, One ſhilling and ſix Pence.
A Copy of a Rule of Court, One ſhilling.
Taking and Copying every ſpecial Verdict, *per ſheet*, each ſheet containing 16 lines, and eight words in a line, One ſhilling and ſix Pence.
For the Allowance and Recording a Warrant of *Noli Proſequi* or *Ceſſat Proceſſus*, *Four ſhillings.*

The Cryers Fees in the Supreme Court.

CAlling each Action, Nine Pence. For Calling the Jury, One ſhilling.
Swearing a Witneſs, Four Pence half Penny. Every Verdict, Nine Pence
Ducharging every Perſon by Proclamation, Nine Pence.
Calling a Non-ſuit, Nine Pence. Calling a Record, Nine Pence.
Calling a Dafault, Nine Pence.
To the Perſon that Rings the Bell, each Action in Court, Nine Pence.

The Mayors Fees.

TAking an Affidavit or Swearing upon Examination, *One ſhilling.*
Every ſpecial Bail, *Two ſhillings.* Taking every Recognizance, *Two ſhillings.*
Taxing a Bill of Coſts, *One ſhilling.*

The Recorder's Fees for the City of New-York.

For every Cauſe in Court, to be paid on the firſt Motion, *Six Shillings.*

The Clerks Fees for the Mayors Court.

ENtring every Action, with a Writ of Summons or Capias, and Seal, *Two ſhillings and three Pence.* For Filing a Declaration, *One ſhilling.* A Copy thereof, if required, *One ſhilling and ſix Pence.*
Entring the Return of every Writ, *One ſhilling.* Entring every appearance, *One ſhilling.*
Every common Rule of Court, *Nine Pence.* For entring every Motion for a Rule, and the Rule, *One ſhillings ſix Pence.* A Copy thereof, if required, *Nine Pence.*
Taking Special Bail in Court, *One ſhilling and ſix Pence.*
Taking Special Bail out of Court, and drawing the Recognizance, *Three Shillings.*
Filing every Plea, Replication, Rejoynder, or other Pleadings, *One ſhilling.*
A Copy of each, if required, *One ſhilling.* A *Venire facias*, *One ſhilling and ſix Pence.*
Swearing the Jury, *One Shilling and Six Pence.* Each Evidence Sworn or Read on Tryal, *Nine Pence.* For Swearing a Conſtable to keep a Jury, *Nine Pence.*
Recording a Verdict, *One Shilling.* Entring Judgment, *Two ſhillings.* A Copy thereof, if required, *One ſhilling.* Entering Satisfaction on Record, *One ſhilling.*
Making up a Record in form, and entring the ſame in the Book, *Nine ſhillings.*
A Retraxit or Diſcontinuance, *One Shilling.*
A Copy of the Record, *per* ſheet, ſixteen Lines in a ſheet, and eight words in a line, *One Shilling.* For reading and entring the Allowance of every *Habeas Corpus*, *Writ of Error* or *Certiorari*, Three Shillings.
Making the Return of the Record, with the Certificate and Seal, *Seven ſhillings.*
Every *Scire facias* or Writ of Inquiry, *Three ſhillings.*
Subpœna for each Evidence, *Six Pence.* For Execution, *One Shilling and ſix Pence.*
Indorſing the Probate of any Deed or Inſtrument, *One ſhilling.*
Searching the Records within one year, One Shilling.
Every year back, Four Pence half Penny.
A Bond to proſecute, or any other Bond, and Filing the ſame, *One ſhillings & ſix Pence.*
Drawing every Affidavit, *One shilling and ſix Pence.* Filing the ſame, *Six Pence.*

Recording

FOR

Recording Deeds, Mortgages and other Conveyances, *per* ſheet, each ſheet containing 16 Lines and eight words in a Line, One Shilling.

The Clerks Fees of the Court of Seſſions in New-York.

DRawing and Ingroſing every Indictment, Four Shillings and ſix Pence.
Reading every Indictment or Preſentment in Court, Six Pence.
Filing the ſame, and entring the Minute, Nine Pence.
Copy thereof, if required, *Two ſhillings.* For every Order of Court, *Nine Pence.*
A *Capias*, or any other Writ, *Two ſhillings and three Pence.*
Entring the Return, *One Shilling.* For entring an Appearance, *One Shilling.*
Entring or filing a Plea, or other Pleading, for each *One Shilling.*
A Copy thereof, if required, *One Shilling.* A *Venire facias*, *One Shilling Six Pence.*
Swearing a Jury, *Eighteen Pence.* For a Subpœna for each Evidence, *Six Pence.*
Each Evidence ſworn on Tryal, *Nine Pence.* Swearing a Conſtable, *Nine Pence.*
Recording a Verdict, *One Shilling.* Entring Judgment, *Two ſhillings.*
Making up a Record, and entring the ſame in the Book, *Nine Shillings.*
A Copy of every Order or Rule of Court, *Nine Pence.*
Taking each Examination out of Court, *One ſhilling and ſix Pence.*
If above one ſheet, for each ſheet more *Six Pence.*
Taking and drawing each Recognizance, and filing, *Two Shillings.*
Every Mittimus, *Two Shillings.* Every Warrant to ſearch, or other Warrant, *2 ſhillings.*
Every Perſon diſcharged from his Recognizance, *One Shilling and ſix Pence.*
Reſpiting every Recognizance, *Nine Pence.*
The Allowance, and Recording a Warrant of *Noli Proſequi* or *Ceſſat Proceſſus*, from the Attorney General, and againſt every Perſon in every Indictment, *Three Shillings.*
The Allowance of every *Certiorari*, *Three Shillings.* The Return thereof, *Two Shillings.*

The Jurys Fees. For every Cauſe in the Mayors Court, and the Inferior Court of Common Pleas, each *Nine Pence.*

The Attorney Generals Fees.

SPecial Pleas Confeſſed on *Scire facias* and *Extent*, *Eighteen Shillings.*
Pleas of Out-Lawry, or other Pleas confeſſed, *Twelve Shillings.*
The Draft of a Patent, Confirmation, Grant or Charter, *Two Pounds.*
His Report on every Petition, or Referrence, *Ten Shillings.*
Entring every *Ceſſat proceſſus* or *Noli proſequi*, for each Defendant, *Ten Shillings.*

In the Supream Court.

EVery Proceſs on Indictment, or other Common Writ, as *Venire facias*, 3 *Shillings.*
Drawing every Indictment or Information, General, *Six Shillings.*
Copying and engroſing the ſame, *Six Shillings.*
Drawing all ſpecial Indictments and Pleadings, &c. *per ſheet*, Copy-wiſe, *One ſhilling and ſix Pence*, A Copy thereof, *per ſheet*, as aforeſaid, *Nine Pence.*
Every Motion in Court, *Five Shillings.* A Fiat for a Writ of Error, *Nine ſhillings.*
Every Argument on Demurer, ſpecial Verdict, &c. or on Tryal, *Twelve Shillings.*
A Fiat for a Writ *ad quod Damnum*, *Nine Shillings.* For every Warrant to acknowledge Satisfaction on Record, and Diſcharging Fines, &c. *Six Shillings.*

In the Court of Seſſions, For every Motion, *Three Shillings.* On every Argument or Tryal, *ſix Shillings.*

The Collectors Fees of New-York, &c.

THe Entry of every Ship or other Veſſel, burthen ſixty Tons, or upwards, Inwards or Outwardr, *ſix Shillings.*
Every Liſence to Load or Unload, *One Shilling and ſix Pence.* Every Bill of Store, *Three ſhillings.*

Every,

Every Entry, *ſix Pence.* Every Poſt of the ſame, *Four Pence half Penny.*
Every Certificate that Goods are Landed, where Bond is given abroad, *Three ſhillings.*
A Let-Paſs & Clearing of every Veſſel of the burthen aforeſaid, in or out, *One ſhilling.*
A Cocquet after Clearing, *Three ſhillings.*

Ships or other Veſſels, Burthen under ſixty Tons, and more than Twenty, Trading Into or Out of this Province.

ENtry In or Out, *Two ſhillings.* Liſence to Load or Unload, *One ſhilling.*
A Bill of Store, *One Shilling and ſix Pence.* Every Entry, *ſix Pence.*
Every Poſt of the ſame, *Four Pence half Penny.* A Certificate, *One ſhilling.*
A Clearing and Let Paſs of every Veſſel of the Burthen aforeſaid, *ſix Pence.*
A Cocquet after Clearing, *One ſhilling.*

Sloops or other Veſſels of Twenty Tons, or under, Coming in or Going Out of this Province.

ENtry in or out, *Eighteen Pence.* Liſence to Load or Unload, *Nine Pence.*
A Bill of Store, *Eighteen Pence.* Every Entry, *ſix Pence.*
Every Poſt of the ſame, *Four Pence half Penny.* A Certificate, *One ſhilling.*
Clearing & Let-Paſs of every Veſſel of the burthen aforeſaid, *Four Pence half Penny.*
A Cocquet after Clearing, *One ſhilling.* *Provided always*, That no Veſſel or Veſſels Trading within this Province, and as far as *East Jerſey*, within *Sandy Hook*, ſhall pay, or be obliged to pay any Fee or Reward for Entring or Clearing. And that one general Entry of all Goods ſhipt on board, to be taken from the Maſters Report, ſhall be ſufficient.

Sloops, &c. *Trading to* Connecticut, *in the* Sound, *and as far as* Rhode-Iſland.

AN Entry In, and Liſence to Unload, *Nine Pence.* Entring Out, and Liſence to Load, *Nine Pence.* For Clearing and Paſs, *Nine Pence.*

The Comptrolers Fees.

EVery Entry of a Veſſel Inwards, Coaſters as far as *Rhode-Iſland* and *New-Jerſey*, and thoſe Trading in this Province, Excepted, *One ſhilling and ſix Pence.*
Every Permit to Unload Veſſels, as aforeſaid, *One ſhilling and ſix Pence.*
Every Clearing, *Eighteen Pence.* Every Cocquet by him ſigned, *Eighteen Pence.*
Every Bill of Store, *Eighteen Pence.* Every Cirtificate to take up Bonds given abroad, *Eighteen Pence.*

The Surveyor and Searchers Fees.

A Ships Entry Inwards, Entring her Cargo, and all Certificates, *One ſhilling.*
Every Ship or Veſſel, burthen ſixty Tons, or upwards, Trading into or out of this Province, for Jerking and Comparing the Maſters Entry and Merchants Invoice, and Outwards, *Three Shillings.*
Every Ship or Veſſel under Sixty Tons, and more than Twenty Tons, for the like Services, *One ſhilling and Six Pence.* Every Sloop or Veſſel of Twenty Tons, or under, for the the like Services, *One ſhilling and one Penny half Penny.*
Outwards, For Clearing every Strangers Ship or Bottom, *Eight Shillings.*

The Naval Officers Fees.

THe Regiſtering a Veſſel in Parchment, Six ſhillings. For The ſight of every Certificate of Bond given, and entring the ſame, ſix Pence.
Cancelling a Bond, and filing the Certificate, Nine Pence.
Every Certificate of Goods landed, where Bond is given abroad, *One ſhilling ſix Pence.*
Every Bond given for Enumerated Commodities, One ſhilling and ſix Pence.
Every Entring & Clearing, each *One Shilling.* Enderſing every Regiſter, *One ſhilling.*
Every Certificate of *European* Goods, outwards, Nine Pence.
A Sight of all Certificates from *England* of the whole Cargo, One ſhilling.

The

An Ordinance for Eſtabliſhing Fees.

The Clerk of the Aſſembly's Fees.

REading and Entring every Petition, or other Inſtrument or Writing, One ſhilling and ſix Pence. Entring an Anſwer thereto, One ſhilling ſix Pence.
The Peruſal of any Act, or each Days Minutes, One Shilling and ſix Pence.
Entring ſaid Order, One ſhilling and ſix Pence.
Entring an Order of the Houſe, One ſhilling and ſix Pence.
A Copy of an Order of the Houſe, One ſhilling and ſix Pence.
Entring a Report into the Journal of the Houſe, One ſhilling and ſix Pence.
Reading a Private Bill the firſt time, One Shilling and ſix Pence.
Entring the ſame in the Journal, One ſhilling and ſix Pence.
Reading a Private Bill the ſecond time, One ſhilling and ſix Pence.
Entring the ſame in the Journal, One ſhilling and ſix Pence.
Reading the ſame Bill the third time, One ſhilling and ſix Pence.
Entring the ſame in the Journal, One ſhilling and ſix Pence.
Entring the Reſolve of the Houſe, that the Bill do paſs, One ſhilling ſix Pence.
The Subſcriptions to the Bill, and Reſolve for Mr. Speaker to Sign it, One Shilling and ſix Pence.
Entring the Order for the Bill to be carried to the Council, One Shilling and ſix pence.
Indorſing ſaid Order, One Shilling and ſix Pence.
Reading and Ingroſing all private Bills, *Twelve ſhillings.*
Recording a Petition, if required, *Three Shillings.*
Filing a Petition, or any other Paper, ſix *Pence.*
Attending a Committee of the Houſe, Four Shillings and ſix Pence.
Drawing a Report of Committee of the Houſe, and Entry, Three Shillings.
A Copy thereof, One Shilling and ſix Pence.
The Copy of a Petition, One Shilling.
The Clarks attendence on the Houſe on all Committees, and drawing up Reſolves, *&c. per Diem*, Ten Shillings.
The Copy of each day's Minutes, Two Shillings and ſix Pence.
An Order of the houſe to the Serjeant at Arms to bring any Perſon before the Houſe, Three Shillings.

The Serjeant at Arms's Fees.

FOr an Arreſt in the Town, Five Shillings.
In the Country, for the firſt ten Miles, going and Coming, Ten Shillings.
For every Mile more, ſix Pence,
For every day a Priſoner undiſcharged, One Shilling.
For the Return of an Order, Nine Pence.

The Door Keeper of the Aſſembly's Fees.

FOr Attending the Houſe *per Diem*, *Four ſhillings.*
Every Petition, *Nine Pence.*

The Door Keeper of the Council.

FOr every Petition, *One Shilling.*

The Surveyor's Fees.

FOr Surveying a peice of Land, if under one hundred Acres, *Fifteen ſhillings.*
If more, for every day he ſurveys, *Ten Shillings.*
Every Perſon he Imploys to aſſiſt him *per Diem*, *Three ſhillings.*
Every Lot of Ground in the City within the Fortifications, not exceeding three Acres, *Six ſhillings.*
If more than three Acres, for each Acre, *Two Shillings.*
Traveling Charges when he does not ſurvey, *Ten Shillings.*

The

The Publick Notary's Fees.

For Proteſting a Bill of Exchange, *Six ſhillings.*
For all other Proteſts, *Twelve ſhillings.*
For noting a Bill for Non-acceptance, *Three ſhillings.*

The Coroners Fees.

For the View of each Body, *Twelve ſhillings.*
For Serving of Writs, &c. in Civil Cauſes, the ſame that is allowed the Sheriff for the like Service.
To Each Jury man that ſits on a Dead Body, *One ſhilling.*

And it is hereby further Ordained and Declared, That all and every Officer and Officers, Perſon or Perſons that ſhall at any time hereafter exact, demand or ask any greater or other Fee, for or in reſpect of any the Services herein before mentioned, other than ſuch which now are, or which at any time hereafter ſhall, by the Authority aforeſaid, be eſtabliſhed and allowed for them, ſhall be liable to be Suſpended and turned out of his ſaid Office or Offices, and be liable to ſuch other Fines and Penalties as the Utmoſt Rigour of the Law can Inflict.

And it is hereby further, Ordained and Declared by the Authority aforeſaid, That the Chief Juſtice of the Supream Court of this Province, and all Judges of the Inferior Courts of Common Pleas within the ſeveral Cities and Counties within this Province, do Tax and allow all Bills of Coſts ariſing within their ſeveral Courts according to the Table of Fees herein before Eſtabliſhed, and not otherwiſe, as they will Anſwer the ſame at their Peril, any thing herein before contained, or any Law, Rule, Uſage or Cuſtom in their Reſpective Courts to the contrary thereof in any wiſe Notwithſtanding.

Provided always, That Nothing herein contained ſhall be conſtrued to extend to obſtruct or Abridge the Mayor, Aldermen and Commonalty of the Cities of *New-York* and *Albany*, or the Mayor, Aldermen and Commonalty of the *Burrough* of *Weſtcheſter* or their reſpective Officers, from taking ſuch Fees and Perquiſites for Liſences, Freedoms, and other things heretofore uſually by them taken, any thing herein to the contrary thereof in any wiſe Notwithſtanding.

Given by his Excellency Robert Hunter, Eſq; *Captain General and Governour in Chief of the Provinces of* New-York *and* New-Jerſey, *and Territories depending thereon in* America, *and Vice-Admiral of the ſame, &c. in Council, at* Fort Anne *in* New-York *the Nineteenth Day of* October, Annoq; Domini, 1710. *And in the Ninth Year of the Reign of our Sovereign Lady* Anne, *by the Grace of God of* Great Britain, France *and* Ireland, *Queen, Defender of the Faith,* &c.

RO. HUNTER.

By Order of his Excellency in Council,

Geo. Clarke.

An Ordinance for Regulating and Eſtabliſhing the Fees, to be hereafter taken by the Officers of the *Court of Chancery* in the Province of *New-York*.

By his Excellency *William Burnet*, Eſq; Captain General and Governour in Chief in and over the Provinces of *New-York*, *New-Jerſey*, and of all the Territories & Tracts of Land depending thereon in *America*, and Vice-Admiral of the ſame, *&c.* in Council, this 22th Day of *Auguſt*, in the Tenth Year of his Majeſty's Reign, *Annoq; Domini* One Thouſand Seven Hundred and Twenty Three.

WHereas at this time there is no Eſtabliſhment or Regulation of Fees for the Court of Chancery of this Province, in Force; for preventing the Inconveniencies that may thereby enſue, His Excellency the Governour, by and with the Advice and Aſſiſtance of his Majeſty's Council for the ſaid Province, and by Virtue of the Power and Authority to him given by his Majeſty's Letters Patents under the Great Seal of *Great Britain*, Hath thought fit to Ordain and Declare. *And his ſaid Excellency the Governour, by and with the Advice and Aſſiſtance aforeſaid, Doth hereby Ordain and Declare*, That from and after the Publication hereof, No Officer or Officers of the ſaid Court of Chancery, for any Service or Services by him or them to be done and performed in their reſpective Offices, or for or in reſpect of his or their ſaid Office or Offices, for any Fee, Perquiſit, or other Benefit or Reward, ſhall exact, demand or ask any greater or other Fee or Fees, Sum or Sums of Money for the Diſcharge of his or their ſeveral and reſpective Duty or Duties in their reſpective Offices, other than what herein after are allowed and eſtabliſhed for the ſame, *viz.*

The Governour's Fees, as Keeper of the Great Seal of this Province.

FOr the Seal to every common Writ, *Three Shillings.*
For every Decree, *Forty Shillings.*

Maſters Fees.

FOr every Summons, *Three Shillings.*

For Copies of all Charges and Diſcharges brought in before the Maſter, Schedules Writings and other things, for each ſide, containing fifteen Lines, and ſix Words to a Line, *Nine Pence.*

For every Report or Certificate to be made in purſuance of an Order made upon hearing the Cauſe, *Thirty Shillings.*

For every other Certificate or Report made upon Petition or Motion only, *Fifteen Shillings.*

The Clerks Fee for writing every Report or Certificate, *Seven Shillings & ſix Pence.*

For every Affidavit, *Eighteen Pence.*

For the Allowance of every Recognizance, Affidavit, *&c.* to be acknowledged and taken in the Country, *Three Shillings and Nine Pence.*

For the Acknowledgement of every Deed to be Recorded, *Five Shillings & ſix Pence.*

For an Examination Fee, *Four Shillings.*

For every Exhibit ſigned by a Maſter, every Perſon ſhown to, *Three Shillings.*

Copies of Depoſitions, for each ſide, *One Shilling.*

For the Caption of every Recognizance, *Three Shillings.*

The Clerks Fee for writing the Recognizance and Condition, as the Order directs, *Three Shillings and Nine Pence.*

For every Exemplification examined by two Maſters, to each of the ſaid Maſters who ſhall examine the ſame, for every Skin of Parchment, *Three Shillings.*

For every Bill of Coſts to be taxed by a Maſter, for the Plaintiffs not puting in his

Bill

Bill, or not proceeding to Reply, or for the Defendant not appearing in due time, *Three Shillings and Nine Pence.*

The Regiſters Fees.

FOr drawing and entring all Orders, *per* ſide, being Fifteen Lines, and Six Words in a Line, *Four Shillings.*

For all Orders not by Motion, Petition or Hearing, but by conſent of Parties, half to be paid by the Complainants, and half by the Defendants, *per* ſide, *Eight Shillings.*

For filing a Report, *One Shilling.* For filing every Petition, *One Shilling.*

Copies of all Orders and Reports, for the firſt ſide *Two Shillings.* For every ſide more *Eighteen Pence.*

For filing and Regiſtring every Affidavit, *per* ſide, *One Shilling.*

For Copying every Affidavit, *per* ſide, *ſix Pence.*

For the Regiſter or Deputy's Hand to every Copy of Affidavit, *Eighteen Pence.*

For every Certificate with the Regiſters or Deputy's Hand to it, 3 *Shillings* & 4 *Pence.*

For entring a Cauſe for Hearing, *Eighteen Pence.*

For making of Notes of the Cauſes that ſtand for Hearing, for grounding the Subpenæ to hear Judgment, *One Shilling,*

For every Decree, *Seven Shillings and ſix Pence.*

For every Diſmiſſion, *Seven Shillings and ſix Pence.*

For a Search in the Books for any Order or Decree, for every year *Six Pence.*

For Entry of all Attachments and Proclamation, for each Perſon, *nine Pence.*

For all Rules of Court to Anſwer, Reply, produce Witneſſes, and for Publication, &c. for each *Nine Pence.*

For Entry of all Rules of the like Nature, by conſent, *Eighteen Pence.*

For Entry of all Amerciaments, *Eighteen Pence.*

For Entry of all Appearances in Contempt, *Three Shillings and ſix Pence.*

For all Bills of Coſt, for want of a Bill filed in time, *Nine Pence.*

For Entry of all Diſmiſſions, for want of Replications, by the general Rules, 18 *Pence.*

For all Copies of Attachments, Proclamations, Commiſſions of Rebellion, Rules, &c. for each, *Nine Pence.* For Entry of all Demurrers or Pleas, *Eighteen Pence.*

The Clerks Fees.

FOr every Attachment, with a Proclamation, *Sixteen Shillings and ſix Pence.*

For every Supercedes for the Diſcharge of any Commiſſion, or other Writ, *Ten Shillings.*

For every Supercedeas of Priviledge *pro Venientibus et Redeuntibus ad vel Cancellaria, Eighteen Shillings.*

For every Special *Certiorari ad Procedendum Corpus cum Cauſa* or *Habeas Corpus, Three Shillings.*

Every Bail upon every Writ of *Corpus cum Cauſa*, or matter of Priviledge, 3 *Shillings.*

For all manner of *Certiorari*'s or *Procedendo*'s of courſe, *Three Shillings.*

For all firſt, ſecond or third Copies of all Bills, Anſwers or other Pleadings whatſoever, as alſo of all Certificates and Examinations made or taken by virtue of any Commiſſion out of this Court, and of the Interrogatories therewith return'd; and alſo of all Declarations or Pleadings by *Engliſh* Bill, or according to the Courſe of the Common Law; and for Copies of Records, Rolls or Evidences brought to be Copied, or remaining in the ſaid Court, for every Leaf of Paper containing Fifteen Lines and ſix Words in a Line, *Thirteen Pence half Penny.*

Of every Clyent, for every Term the Cauſe is in Agitation, the Termly Fee, *Five Shillings.*

If there be twenty Plaintiffs in the Bill, or more, they all pay but one Fee for one Term; but for every three Defendants, accounting the Husband and Wife but for one Perſon, there is the Fee of *Five Shillings.* But every Term afterwards, during the continuance of the ſame, there is only the Fee of *Five Shillings* a Term to be paid for all the Defendants that appeared in any Term or Vocation before, in the ſame Cauſe.

For engroſing every Bill, in Chancery hand, where an Anſwer is to be made by Commiſſion, for every Leaf, as aforeſaid, *One Shilling and Seven Pence half Penny.*

For every Commiſſion of Rebellion, *Fifteen Shillings.*

For

For every Commiſſion to take an Anſwer or Examine Witneſſes, *Ten Shillings*,
For every Special Commiſſion, upon Order of the Court, *Fifteen Shillings*.
For every Writ of Execution, upon an Order, *Ten Shillings*.
For drawing and enrolling of every Decree and Diſmiſſion, *Fifty Shillings*.
For every Writ of Execution upon a Decree, after the rate of every skin, *Forty ſhillings*,
For drawing and engroſing every Injunction, *Twenty Shillings*,
For every Subpæna, *Ten Shillings*. If more than one Perſon, for every Perſon more, *One Shilling*. For every Attachment, *Ten Shillings*.
For Filing every Bill, Anſwer, Replication, Rejoynder, or other Pleadings, *Three Shillings and four Pence*.
For entring Rule to Anſwer in the Rule Book, Copy thereof, and ſerving the ſame on the Defendants Clerk, *Six Shillings and eight Pence*.
For a Writ *Ne exeat Provinciam*, *Thirteen Shillings and four Pence*.
For every Certificate that Pleadings are filed, Coſts of Contempt paid, or other Matter neceſſary to be Certified, *Three Shillings and four Pence*.

The Examiners Fees.

For Examination of every Deponent, *Twelve Shillings*.
For Certifying of any Deed or other Writing ſhewed to the Deponent at his Examination, *Three ſhillings and Nine Pence*.
Copies of Depoſitions, for every Sheet containing Fifteen Lines, *Eighteen Pence*.
For the Exemplification of Depoſitions, *per ſheet*, as aforeſaid, *Two ſhillings*.
For the Examining of all Copies as are to be given in Evidence, *Fifteen ſhillings*.
For the Examination of every Perſon abroad, *Fifteen Shillings*.

The Councils Fees.

For Retaining Fee in every Cauſe, *Thirty Shillings*.
For peruſing and ſigning Bill, Anſwer, Plea, Demurer, or any other ſpecial Pleadings, Interrogatories or Exceptions, *Thirty ſhillings*.
For every Motion of courſe, *Fifteen ſhillings*, For every ſpecial Motion, *Thirty ſhillings*
For Arguing every Plea, Demurer, &c. *Three Pounds*.
For Arguing before a Maſter, upon Exception, or any other Matter, *Thirty ſhillings*.
For Arguing before the Chancellor, upon a Petition, *Thirty ſhillings*.
For Arguing upon Hearing of every Cauſe, *Four Pound Ten Shillings*.
Councils Fee upon Special Matters, where their Advice is neceſſary, and not herein before provided for, to be allowed at the Diſcretion of a Maſter.
The Attorney General, as King's Council, to be allowed one fourth part more than other Councils in Matters where in the King is concerned.

The Sollicitors Fees.

For Retaining Fee in every Cauſe, *Twenty ſhillings*.
For drawing of every Affidavit of Service, of a Subpœna, or other common Affidavit, *Five ſhillings*. Every Copy therof, *Two ſhillings and ſix Pence*.
For drawing every Bill, Anſwer, Plea, Demurer, Interrogatories, &c. in Chancery, *per ſheet*, each ſheet containing ſix words in a line and 15 lines in a ſheet, *Eighteen Pence*.
For every Copy therof, *per ſheet*, as aforeſaid, *nine Pence*.
For engroſing the ſame, *per ſheet*, as aforeſaid, *Eighteen Pence*.
Sollicitors Fee every three Months, *Ten ſhillings*.
For drawing every common Petition, *Five ſhillings*. Copy thereof, *2 ſhillings ſix pence*.
For drawing every Special Petition, *per ſheet*, *Four ſhillings and ſix Pence*.
For every Copy thereof, *per* ſide, *Two ſhillings*.
For Drawing every ſpecial Affidavit, *per* ſheet, *Four ſhillings and ſix Pence*.
For Copy thereof, *per* ſide, *Two ſhillings*.
Fee for Attending, in getting every Petition anſwered, *Ten ſhillings*.
For Attending upon every Hearing upon a Petition, *Ten ſhillings*.
For Attending the Court upon every common Motion, *Five ſhillings*.
Upon every ſpecial Motion, whereon is an Argument, *Ten ſhillings*.
For Copy of every Order, *per ſide*, *Two ſhillings*. Serving the ſame, *Five ſhillings*.

For

For giving Notice of and Attending the Examination of every Witneſs, either before Examiner or Maſter, *Five ſhillings.*

For drawing Inſtructions to the Examiner or Maſter, *Six ſhillings eight Pence.*

For the Abreviating every Bill, Anſwer, and all other Proceedings and Depoſitions, *per ſheet*, containing as aforeſaid, *Four pence half penny.*

For drawing Brief for Council, *per ſheet*, cloſe writ, *Seven ſhillings and ſix Pence.*

For Copy thereof, *per ſheet*, *Three ſhillings and Nine Pence.*

For Attending the Court upon every Hearing, upon every Argument or Demurer, *Twenty ſhillings.*

For attending the Regiſter upon drawing every Decretal Order, *Ten ſhillings.*

For Copy of every Order, upon a Reference to a Maſter, *per* ſide, *Two ſhillings.*

For Serving the Maſter there-with, *Five ſhillings.*

For attending the Maſter upon every Summons, *Ten ſhillings.*

For drawing Charge, Diſcharge, or other Matters, before the Maſter, *per* ſide, *Two ſhillings.* For attending the Maſter to file the ſame, *Five ſhillings.*

For drawing every Bill of Coſt, to be Taxed, *per* ſide, *Five ſhillings.*

For drawing the Maſters Report, *Seven ſhillings ſix pence.*

Fee in Attending for the Report, *Ten ſhillings.*

For drawing Notice of every Motion, Copy thereof and Service, *Five ſhillings.*

The Sollicitor General to have the ſame as other Sollicitors, and one fourth part more in Cauſes that concern the King.

The Sheriffs Fees.

FOr Attachment for Contempt, *Six ſhillings.* For Bond thereon, *ſix ſhillings.*

For Attachment with Proclamation, 15 *ſhillings.* Writ of Rebellion, 20 *ſhillings.*

For *Ne Exeat*, Ten ſhillings. For Bond thereon, Six Shillings.

For *Scire facias*, Six ſhillings.

For Execution, not exceeding One hundred Pounds, One ſhilling ſix Pence *per Pound*, And every Pound over One hundred Pounds, Twelve Pence.

On an Extent for Impannelling a Jury to Inquire, and Attending, and drawing up the Inquiſition, Thirty Shillings. For Writ of Poſſeſſion, Twenty Shillings.

For Writ with *Poſſe Comitatis*, Forty Shillings. Return of every Writ, *three ſhillings.*

For every Mile Travelling from his Abode, One Shilling.

For Diſcharge of every Perſon committed, Twelve Shillings.

For all Services not here mentioned, One fourth part more than in the Supreme Court.

The Serjeant at Arms Fees.

FOr taking a Priſoner into his Cuſtody, Twenty Shillings.

Mileage, for each Mile going and coming, Nine Pence.

For every Day a Priſoner remains in his Cuſtody, Six Shillings & eight Pence.

For the Return of an Order, One Shilling.

For Notice to the Officers of the Time of Courts ſitting, for every Motion then made, Twelve Pence. For Every Hearing, *Three Shillings.*

For Serving every Summons to attend a Maſter, *Twelve Pence.*

Every Perſon in Contempt, before being Diſcharged of his Contempt, ſhall, beſides all other Fees, pay to the Serjeant at Arms Six Shillings and eight Pence.

For the Service of every Subpœna within Twenty Miles of *New-York*, beſides Travelling, Four Shillings. For every Mile going and coming, Nine Pence.

And if any Perſon will imploy him to ſerve Subpœna's a further Diſtance, then for every Mile further Six Pence.

And it is hereby further Ordained, That all and every Officer and Officers, Perſon or Perſons that ſhall at any time hereafter exact, demand or ask any greater or other Fee, for or in reſpect of any the Services herein before mentioned, other than ſuch which now are, or which at any time hereafter ſhall, by the Authority aforeſaid, be eſtabliſhed and allowed for them, ſhall be liable to be Suſpended and turned out of his ſaid Office or Offices, and be liable to ſuch other Fines and Puniſhments as the utmoſt Rigor of the Law can inflict.

By Order of his Excellency in Council,
If. Bobin, *D. Cl. Counc.*

W. Burnet.

AN ORDINANCE FOR

Regulating the Recording of Deeds and other Writings.

By his Excellency *William Burnet*, Esq; Capt. General and Governor in Chief in & over the Provinces of *New-York*, *New-Jersey*, and of all the Territories depending thereon in *America*, and Vice-Admiral of the same, *&c.* in Council, this twenty second day of *August*, in the Tenth year of His Majesty's Reign, *Annoq; Domini* One thousand seven hundred twenty Three.

HIS Excellency the Governour, and Council of this Province taking into their Consideration the Irregularity and want of Care in Recording of Deeds and other Writings within this Province, And that the Peace and Property of this Province, may in Time, be very much affected thereby, if some Remedy be not thereto quickly applyed. His Excellency the Governour by and with the Advice and Consent of His Majesty's Council for the said Province, and by Virtue of the Power and Authority to him given by his Majesty's Letters Patents under the Great Seal of *Great Britain*, Hath thought fit to Ordain and Direct, and his said Excellency the Governour, by and with the Advice and Consent aforesaid, Doth hereby Order and Direct, That from and after the First Day of *October* next to come, All Deeds and other Writings before they be entered on Record in the Secretary's Office, or in any of the Offices of the Clerks of the Counties in this Province, shall be Acknowledged by the Grantor or Grantors of the same Deeds or Writings, or proved by the Oath of one of the Witnesses to the same, or by other sufficient Evidence, before one of the Gentlemen of his Majesty's Council, Judges of the Supreme Court, Masters in Chancery, or Judges of the Court of Common-Pleas in the respective Counties where such Records are kept.

And it is further Ordained, That the Person or Persons aforesaid, before whom such Acknowledgment or Proof is taken, shall Examine such Deeds or Writings, and if he or they find no material Raisures or Interlineations, but such as are specified in a Memorandum made upon the same Writing before Sealing and Witnessing of the said Deeds or Writings, shall allow the said Deeds or Writings to be entred on Record, by an Endorsement on the said

Deeds

An Ordinance for Recording of Deeds.

Deeds or Writings, atteſted under his Hand; And that without ſuch Allowance, No Deed ſhall be entred on Record in the Secretary's Office or Clerks Office of the Counties.

And it is hereby further Ordained, That the Secretary of the Province or his Deputy, and the Clerks of the Counties in whoſe Office any Deeds or Writings are to be Recorded, ſhall carefully Examine every ſuch Deed or Writing with the Record thereof; and having ſo Examined the ſame, ſhall Endorſe on ſuch Deeds or Writings a Certificate under his Hand, ſpecifying the certain Book, and Leaf of the Book in which ſuch Deed or Writing is Recorded, and of his having carefully Examined the ſame with the Record, upon the Oath of his Office; and ſhall thereon further Certifie the ſeveral Raiſures and Interlineations which happened to be made in the Record of the ſaid Deeds or Writings, deſcribing the Lines, by Number, in which, and mentioning the Words between which the ſaid Raiſures are contained, or Interlineations ought to be incerted. And that a like Memorandum or Certificate ſhall be entred in the Book of Records, at the end of every Record of every ſuch Deed or Writing therein, mentioning all the Raiſures and Interlineations as aforeſaid, as well in the Original Deed Recorded, as in the Record of the ſame, deſcribing the Lines and Places where ſuch Interlineations or Raiſures are, as before directed for the Endorſement on the Deeds. And that all Perſons concerned ſhall comply with the Directions hereof, as they tender his Excellency's Diſpleaſure, the Duty of their Offices, and the Oaths they have taken for the Performance of them.

Given by his ſaid Excellency in Council at Fort-George *in* New-York *the Day and Year aforeſaid.*

W. BURNET.

By Order of his Excellency in Council,

If. Bobin, *D. Cl. Coun.*

MVSEVM BRITAN NICVM